

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, MAY 26, 1992
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Roberts at 10:35 a.m. Council Member Filner welcomed a group of students from Sherman Elementary School. Deputy Mayor Roberts recessed the meeting at 11:09 a.m. to convene the Redevelopment Agency. Deputy Mayor Roberts reconvened the meeting at 11:23 a.m. with Mayor O'Connor not present. Deputy Mayor Roberts recessed the meeting at 11:25 a.m. to reconvene the Redevelopment Agency. Chairperson Filner reconvened the meeting at 12:18 p.m. with Mayor O'Connor not present. The meeting was recessed by Chairperson Filner at 12:20 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Deputy Mayor Roberts at 2:10 p.m. with Councilmembers Stevens, Stallings, Filner and Mayor O'Connor not present.

Deputy Mayor Roberts recessed the meeting at 3:52 p.m. to convene the Housing Authority. The meeting was reconvened by Deputy Mayor Roberts at 3:53 p.m. with Councilmember Filner and Mayor O'Connor not present. Deputy Mayor Roberts recessed the meeting at 3:53 p.m. to reconvene the Redevelopment Agency. The meeting was reconvened by Deputy Mayor Roberts at 3:54 p.m. with Councilmember Filner and Mayor O'Connor not present. Council Member Behr welcomed Boy Scout Troop 1201 from Mira Mesa. Chairperson Wolfsheimer recessed the meeting at 6:46 p.m. to reconvene the Redevelopment Agency. The meeting was reconvened by Chairperson Wolfsheimer at 6:47 p.m. with Councilmember Filner, Deputy Mayor Roberts and Mayor O'Connor not present. Chairperson Wolfsheimer adjourned the meeting at 6:47 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-excused by R-280123
(to attend to other official business)
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present

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- (5) Council Member Behr-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour (mc/so)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

- Clerk Abdelnour called the roll:
- (M) Mayor O'Connor-not present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member Hartley-present
 - (4) Council Member Stevens-present
 - (5) Council Member Behr-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-not present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by City Clerk Charles G. Abdelnour.

FILE LOCATION: MINUTES

ITEM-20 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Stallings.

FILE LOCATION: MINUTES

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PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO MAYOR AND CITY MANAGER

Comment by Don Stillwell regarding the distribution of power
to include lawmakers.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A030-049.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:
Adjourned Regular Meeting of 03/31/92, held
04/02/92
04/13/92 Special
04/13/92 Adjourned
04/14/92 Adjourned
04/20/92
04/21/92
04/21/92 10:00 A.M. Special
04/21/92 2:00 P.M. Special
04/24/92 Special
04/27/92 10:00 A.M. Special
04/27/92
04/28/92
04/28/92 Special
05/04/92 10:30 A.M. Special
05/04/92
05/05/92

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A133-138.)

MOTION BY WOLFSHEIMER TO APPROVE. Second by Stevens. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-31:

Authorizing Suggestion Awards and making presentations
to the following City employees:

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Subitem-A: (R-92-1701) ADOPTED AS RESOLUTION R-280003

Rudolph R. Basha - Police Department - \$2,500.

Subitem-B: (R-92-1702) ADOPTED AS RESOLUTION R-280004

Robert T. Davis - Police Department - \$2,500.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D353-427.)

MOTION BY BEHR TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-50: (O-92-144) ADOPTED AS ORDINANCE O-17781 (New Series)

Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1992-93 (Salary Ordinance).

(Introduced on 5/12/92. Council voted 7-0. Districts 2 and 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F277-329.)

MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

* ITEM-51: (O-92-141) ADOPTED AS ORDINANCE O-17770 (New Series)

Amending Chapter II, Article 4, Division 1, of the San Diego Municipal Code, relating to the City Employees Retirement System, by amending Section 24.0105; Division 2, by adding Section 24.0211; Divisions 3, 4, 5, 9, and 10, by amending Sections 24.0311, 24.0403, 24.0531, 24.0532, 24.0907.1 and 24.1003; Division 10, by adding Sections 24.1011 and 24.1012; Division 11, by

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amending Section 24.1110; by adding Division 12, entitled "Health Insurance"; Division 9, by repealing Section 24.0907.2, and reenacting this section with changes to become Sections 24.1201, 24.1202 and 24.1205; amending Division 12, by adding Sections 24.1203, 24.1204 and 24.1206. (Introduced on 5/12/92. Council voted 7-0. Districts 3 and 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A302-383.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-52: (O-92-128 Rev.1) ADOPTED AS ORDINANCE O-17771
(New Series)

Amending Chapter V, Article 2, of the San Diego Municipal Code by adding Division 97, entitled "Hate Crimes Training and Tracking," Sections 52.9701, 52.9702 and 52.9703, requiring training of officers on current criminal law relating to hate crimes, and the collection and reporting of data regarding hate crimes. (Introduced as amended on 5/4/92. Council voted 8-0. District 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A302-383.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-53: (O-92-142) ADOPTED AS ORDINANCE O-17772 (New Series)

Amending Chapter V, Article 9, Division 1, of the San Diego Municipal Code by amending Section 59.0102 (1) relating to redefining an "overflow capacity event" as an event in which the attendance is in excess of 55,000

people at Jack Murphy Stadium. (Mission Valley
Community Area. District-6. Introduced on 5/11/92.
Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A302-383.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING
AND ADOPT ORDINANCE. Second by Stevens. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

* ITEM-54: (O-92-130) ADOPTED AS ORDINANCE O-17773 (New
Series)

Amending Chapter IX, Article 1, of the San Diego
Municipal Code to incorporate and adopt the 1991
edition of the Uniform Building Code.

(Introduced on 5/12/92. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A302-383.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING
AND ADOPT ORDINANCE. Second by Stevens. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

* ITEM-55: (O-92-145) ADOPTED AS ORDINANCE O-17774 (New
Series)

Amending Chapter IX, Article 3, of the San Diego
Municipal Code to incorporate and adopt the 1991
edition of the Uniform Plumbing and Mechanical Code.

(Introduced on 5/11/92. Council voted 8-0. Mayor not
present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A302-383.)

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CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-56: (O-92-120 Rev. 2) ADOPTED AS ORDINANCE O-17775
(New Series)

Amending the San Diego Municipal Code by adding Chapter XI relating to Land Development Administration and Procedures (Zoning Code Update).

(Introduced as amended on 5/12/92. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A384-447.)

Motion by Wolfsheimer to dispense with the reading and adopt ordinance with the request that the question of draftsmanship of Category B issues, which needs refining and editing, be sent to the City Attorney. Second by Stevens. Failed. Yeas-1,3,4,6. Nays-5,7,8,2. Not present-M.

MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stallings. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-57: (O-92-106) ADOPTED AS ORDINANCE O-17776 (New
(Cor. Copy 08/21/92) Series)

Amending the San Diego Municipal Code relating to City-wide Sign Regulations, by amending Chapter IX, Article 1, Division 1, by adding Section 95.0109; by amending Chapter X, Article 1, Division 4, by amending Sections 101.0407, 101.0410 and 101.0423; by amending Chapter X, Article 1, Division 11, by adding Section 101.1101.133, by amending Sections 101.1101.150, 101.1101.194, 101.1112 and 101.1114, by adding Section 101.1115.1, and by amending Sections 101.1116, 101.1117.1, 101.1120.2, 101.1120.4 and 101.1120.9.

(Introduced on 5/12/92. Council voted as follows:

1. Consideration of the allowance for additional signage for properties four acres or more which abut freeways: Yeas-1,2,3,4,5,7,8,M. Nay-6.
2. Consideration of the expansion of banner programs: Yeas-1,2,3,4,5,6,7,8,M.
3. Consideration of the allowance for directory signage for industrial properties: Yeas-1,2,3,4,5,6,7,8,M.
4. Consideration of an increase in "rent," "lease" and "for sale" signage permitted in multi-family residential zones: Yeas-3,4,5,7,8,M. Nays-1,2,6.
5. Miscellaneous corrections, additions and modifications to the Sign Code to clarify ambiguous language: Yeas-1,2,3,4,5,6,7,8,M.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A302-383.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-58:

Three actions relative to dedicating City-owned land for parklands: (Districts-3, 4, and 5. Introduced on 5/11/92. Council voted 9-0.)

Subitem-A: (O-92-135) ADOPTED AS ORDINANCE O-17777
(New Series)

Setting aside and dedicating a portion of Lot 32 in resubdivision of portion of Block 40 of Normal Heights, Map-1312, and portions of Lots 30 and 31 of Block 40 of Normal Heights, Map-985, for a public park.

Subitem-B: (O-92-136) ADOPTED AS ORDINANCE O-17778
(New Series)

Setting aside and dedicating a portion of Lomita Village Unit No. 1, Map-2915, for a public park.

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Subitem-C: (O-92-137) ADOPTED AS ORDINANCE O-17779
(New Series)

Setting aside and dedicating Lots 13 and 14 of
Roadrunner Ridge Unit No. 3, Map-12199, for a public
park.

FILE LOCATION: Subitem A: DEED F-5822 Subitem B: DEED
F-5823 Subitem C: DEED F-5824 DEEDFY92-3

COUNCIL ACTION: (Tape location: A302-383.)

CONSENT MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING
AND ADOPT ORDINANCE. Second by Stevens. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-not present.

* ITEM-100: (R-92-1410) ADOPTED AS RESOLUTION R-279957

Awarding a contract to Unistrut Los Angeles for the
purchase of a break-away sign support system, as may be
required for a period of one year beginning June 1,
1992 through May 31, 1993, for an estimated total cost
of \$140,119.28, including tax and terms, with an option
to renew the contract for four additional one year
periods, with option period price increases not to
exceed the prices in effect for the previous contract
period by more than six percent. (BID-H3089/92)

FILE LOCATION: CONT - Purchase - Unistrut Los Angeles
CONTFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-101: (R-92-1409) ADOPTED AS RESOLUTION R-279958

Awarding a contract to Prudential Overall Supply for
the purchase of uniform service for the Water Utilities
Department, as may be required for a period of one year
beginning July 1, 1992 through June 30, 1993, for an
estimated total cost of \$122,121.67, including tax and

terms, with an option to renew the contract for four additional one year periods, with option period price increases not to exceed the prices in effect for the previous contract period by more than four percent.
(BID-Q3112/92)

FILE LOCATION: CONT - Purchase - Prudential Overall
Supply CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-102: (R-92-1411) ADOPTED AS RESOLUTION R-279959

Awarding a contract to Eastman Kodak Company for full maintenance under the standard plan for four existing Kodak brand model 300 AF high speed duplicators located at City Print Shop facilities, as may be required for a period of three years beginning approximately June 1, 1992 through May 31, 1995 for a cost of \$523 per month per duplicator, plus a charge of \$.0059 per image, for a total estimated first year cost of \$100,600 and a total estimated three year cost of \$301,800, based on the past year's images, including terms, subject to termination charges for early cancellation, except for non-appropriation of funds.
(BID-E3154/92)

FILE LOCATION: CONT - Purchase - Eastman Kodak Company
CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-103:

Two actions relative to the Point Loma Wastewater Treatment Plant South Effluent Outfall Connection:
(Peninsula Community Area. District-2.)

Subitem-A: (R-92-1566) ADOPTED AS RESOLUTION R-280005

Inviting bids for the Point Loma Wastewater Treatment Plant South Effluent Outfall Connection on Work Order No. 170861; authorizing the execution of a contract with the lowest responsible bidder; authorizing the execution of Amendment No. 2 to the existing agreement with Black and Veatch Consultant, for construction management and inspection services at a cost not to exceed \$519,464; authorizing the City Auditor and Comptroller to transfer \$4,172,417 from CIP-46-120.0, Penasquitos Canyon Interceptor Sewer, \$4,184,000 from CIP-46-160.0, Cabrillo Trunk Sewer, \$784,601 from CIP-46-124.0, Alvarado Joint Laboratory, and \$576,446 from CIP-46-158.0, Mission Bay Sewage Interceptor System Projects to Sewer Revenue Fund 41506, CIP-46-134.0, Point Loma Sedimentation Basins 11 and 12 Project; authorizing the expenditure of an amount not to exceed \$9,717,464 from Sewer Revenue Fund 41506, CIP-46-134.0, Point Loma Sedimentation Basins 11 and 12 and Effluent Channel Modification, for providing funds for said project and related costs. (BID-K3182/92)

Subitem-B: (R-92-1567) ADOPTED AS RESOLUTION R-280006

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-91-0889, in connection with the Point Loma Wastewater Treatment Plant South Effluent Outfall Connection, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: In order to meet the discharge requirements for the Point Loma Wastewater Treatment Plant (PLWTP), as amended by the City's National Pollutant Discharge Elimination System (NPDES) permit, and in order to meet Metropolitan Sewerage System flow projections, in January 1990 the City retained engineering services with Black and Veatch (B&V) Consultant to provide construction documents for the buildout of the PLWTP. The buildout of the PLWTP consists of two separate construction contracts: 1) South Effluent Outfall Connection, and improvement to the existing effluent system; and 2) Sedimentation Basins 11 and 12. This request is for the construction of Contract No. 1, South Effluent Outfall Connection (SEOC) and improvements to the existing effluent system. The purpose of the SEOC project is to provide a redundant system for conveying and controlling effluent flow (treated sewage) from the top of the plant to the ocean outfall. The SEOC has the advantage of minimizing the introduction of air into the system

and will provide a second independent route for conveying effluent, and allow for maintenance, repair, and rebuilding of the existing, aging north system. Construction of the SEOC will include a throttling valve structure for energy dissipation, screening facility and flow metering structures, 108-inch effluent pipe, inlet structure, and the flexibility to connect to a second parallel outfall. Improvements to the existing effluent system include widening of the effluent channel, relocation of the effluent screens, installation of a vortex isolation gate and seismic protection of the vortex structure. This request is also for authorization to amend the existing agreement with Black and Veatch(B&V) Consultant for the construction management and inspection services at a cost not to exceed \$519,464. Total subcontractors' participation for this amendment is \$78,000 with MBE/WBE participation at 15.02 percent. A 10 percent construction contingency is requested due to difficult and unforeseen construction problems.

Aud. Certs. 9200856, 9200859.
WU-P-92-110.

FILE LOCATION: Subitem-A: W.O. 170861 CONT-NIELSEN
CONSTRUCTION COMPANY; MEET; Subitem-B: W.O.
170861 CONFY92-1; CCONFY92-1

COUNCIL ACTION: (Tape location: I520-530.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

* ITEM-104: (R-92-1562) ADOPTED AS RESOLUTION R-279960

Awarding a contract to California Commercial Asphalt Corporation for the Resurfacing of Various City Streets Group "B" FY 92 for an estimated cost of \$4,785,341.30; authorizing the expenditure of funds not to exceed \$4,610,341.30 from Gas Tax Fund 302191, \$70,000 from Water Utility Operations Fund No. 41500; and \$105,000 from Sewer Revenue Fund No. 41506 for a total expenditure not to exceed \$4,785,341.30 for said project and related costs.

(BID-K2237/92)

CITY MANAGER SUPPORTING INFORMATION: On May 6, 1991 the City Council approved specifications and authorized the Purchasing Agent to invite bids for resurfacing various City streets, Group

"A". (Resolution R-277872). The bid specification offered bidders the option of concurrently bidding the FY 92 Resurfacing Program. The low bidder, California Commercial Asphalt Corporation, exercised this option and bid the FY 92 program at the same price as for FY 91. We now wish to exercise the option and award the FY 92 contract. Under the resurfacing program standards, asphalt streets should receive this resurfacing treatment every 21 years and concrete streets every 40 years. Specific streets to be resurfaced are selected on the basis of an annual survey using the following criteria: age, oxidation, cracking, amount of patching, nature of use, and avoiding conflict with planned underground utility work. The following is a summary of the miles of streets by neighborhood: Downtown/Hillcrest/North Park/Normal Heights/Logan Heights--10.5 miles; East San Diego/Southeast San Diego/Paradise Hills/Encanto--16 miles; Mission Hills/Old Town/Point Loma/Ocean Beach--5.8 miles; Mission Beach/Pacific Beach/La Jolla/Bay Park--15 miles; Clairemont/Serra Mesa/Linda Vista/Tierrasanta--7.5 miles; Del Cerro/Allied Gardens/San Carlos--4.5 miles; Mira Mesa/Del Mar Heights/Scripps Ranch--5.75 miles; Penasquitos/Rancho Bernardo/San Pasqual--8.25 miles; and South Bay/San Ysidro--5.5 miles. For the second consecutive year the contract includes a requirement that the existing asphalt in the gutter area be lowered by grinding before resurfacing, to maintain curb heights and proper drainage characteristics. Approximately 12,000 tons of asphalt will be removed and it will be recycled for use in later street maintenance activities. The Utilities Department contributes funds annually to this contract to pay for the raising of sewer manhole covers and gate valve covers to the new surface elevation.

Aud. Cert. 9200871.

WU-GS-92-131.

FILE LOCATION: CONT - California Commercial Asphalt Corporation CONTFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-105:

Two actions relative to the Improvements of Tecolote Park and Recreation Center: (Linda Vista Community

Area. District-6.)

Subitem-A: (R-92-1561) ADOPTED AS RESOLUTION R-280007

Inviting bids for the Improvements of Tecolote Park and Recreation Center on Work Order No. 118944; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$200,000 from CIP-20-010.0, Annual Allocation Resource Based Open Space Parks Environmental Growth, Fund No. 10505, to CIP-29-616.0, Tecolote Canyon Natural Park and Tecolote Community Park; authorizing the expenditure of \$1,175,232 from CIP-29-616.0, Tecolote Canyon Natural Park and Tecolote Community Park, \$206,000 from Linda Vista Urban Community Development Impact Fees Fund No. 79503, \$68,279 from PSD Fund No. 11400, \$310,000 from Capital Outlay Other Fund No. 302453, \$11,466 from Capital Outlay Fund No. 30245, \$49,162 from PSD Fund No. 11410, \$130,325 from PSD Fund No. 13000, \$200,000 from State Grant Tecolote Canyon Visitors Center Fund No. 39040 and \$200,000 from Environmental Growth Fund No. 10505 for said project; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K3170/92)

Subitem-B: (R-92-1563) ADOPTED AS RESOLUTION R-280008

Certifying that the information contained in Negative Declaration, DEP-88-0170, and Addendum to Negative Declaration DEP-88-0148, in connection with Tecolote Park and Recreation Center Improvements, has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines pursuant thereto, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: Tecolote Park is located east of Morena Blvd. at the end of Tecolote Road. The park occupies 19.78 acres of which 7.95 acres have been developed with a small building, a parking lot and other typical park facilities. The proposed project will provide a Visitors Center Building, additional parking spaces, walks, landscaping, a large athletic field, a public restroom and a small storage building for equipment.

Aud. Cert. 9200748.

FILE LOCATION: W.O. 118944 CONT - R. J. McANDREW
CONTFY92-1

COUNCIL ACTION: (Tape location: J342-354.)

MOTION BY STALLINGS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-not present, Mayor O'Connor-not present.

ITEM-106: (R-92-1570) CONTINUED TO JUNE 1, 1992

Inviting bids for the Construction of North Park Community Park Improvements on Work Order No. 119163; authorizing the execution of a contract with the lowest responsible bidder; authorizing the transfer of \$88,800 from Park North-East Park Development Fund No. 39095 to CIP-29-662.0, North Park Community Park - Requirements; authorizing the expenditure of \$889,042 from CIP-29-662.0, North Park Community Park - Requirements, Park North-East Park Development Fund No. 39095, for the purpose of executing this contract and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K3184/92) (Greater North Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: North Park Community Park is located at 4044 Idaho Street in the Greater North Park Community Planning Area. The North Park Community Park - Requirements project will provide for improvements at the North Park Adult Center and the community park. The improvements include new tennis court lighting, renovation and upgrade to enhance disabled access of the adult center restrooms, repair to the adult center foundation, and reconstruction of the tennis courts, concrete walkways and one shuffleboard court. The adult center foundation has experienced settlement. In the last year the settlement has accelerated. In order to abate this problem and avoid costly repairs in the future, the project's scope has been increased to include the repair of the foundation. This change, coupled with revisions to the construction drawings, has resulted in an \$88,800 increase in the original project cost estimate of \$945,000.

Aud. Cert. 9200686.

FILE LOCATION:

COUNCIL ACTION: (Tape location: J413-416.)

MOTION BY HARTLEY TO CONTINUE TO JUNE 1, 1992 DUE TO LACK OF TIME AND TO ALLOW PUBLIC TESTIMONY. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

* ITEM-107: (R-92-1560) ADOPTED AS RESOLUTION R-279961

Inviting bids for the Construction of Force Main for Pump Station No. 43 on Work Order No. 172501; authorizing the execution of a contract with the lowest responsible bidder; authorizing the transfer of \$542,850 from CIP-44-001.0, Annual Allocation for Sewer Main Replacement to CIP-41-920.0, SPS No. 43; authorizing the expenditure of funds not to exceed \$542,850 from Sewer Revenue Fund 41506, CIP-41-920.0, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K3159/92)

(Mission Bay Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This project is an adjunct to the construction of Sewer Pump Station (SPS) No. 43, which lies in Mission Bay Park, westerly of West Mission Bay Drive and Sea World Drive. Because SPS No. 43 is being restored, the force main that services it must also be upgraded to accommodate projected future flows. The construction of SPS No. 43 will be done under a separate contract. However, both projects must be completed by the Cease and Desist Order No. 87-89 deadline of July 1, 1993, which is mandated by the Regional Water Quality Control Board. The construction of the force main will consist of approximately 4,750 feet of 14-inch diameter PVC and ductile iron pipe extending from SPS No. 43 and tying into the Ocean Beach Trunk Sewer at the intersection of Midway Drive and Sports Area Boulevard.

Aud. Cert. 9200827.

WU-P-92-116.

FILE LOCATION: W.O. 172501 CONT - Ortiz Corporation
CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-108: (R-92-1564) ADOPTED AS RESOLUTION R-279962

Inviting bids for the Construction of Traffic Signal
and Street Lighting Systems at Camino Del Rio South and
Mission City Parkway, Fourth Avenue and Grape Street,
and at Richmond Street and Robinson Avenue on Work
Order No. 119804; authorizing the execution of a
contract with the lowest responsible bidder;
authorizing the expenditure of funds not to exceed
\$280,000 from CIP-68-010.0, Annual Allocation -
Construction Top 10-15 Prioritized Traffic Signals,
Fund 30300, for said project and related costs;
authorizing the Auditor and Comptroller, upon advice
from the administering department, to retain excess
budgeted funds, if any, in CIP-68-010.0.
(BID-K3167/92)

(Uptown and Mission Valley Community Areas.
Districts-2,3 and 6.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital
Improvement Program project to install a traffic signal system
provides for the safe passage of emergency equipment,
pedestrians, and vehicles through the intersection. Traffic
signal features include emergency vehicle preemption equipment.

Aud. Cert. 9200694.

FILE LOCATION: W.O. 119804 CONT - Select Electric Inc.
CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-109: (R-92-1691) ADOPTED AS RESOLUTION R-279963

Granting an extension of time to February 25, 1994, to
Tierrasanta L-L Partnership, subdivider, to complete

the improvements required for Tierrasanta Norte III.

(Tierrasanta Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: On August 8, 1988, the City entered into an agreement with Tierrasanta L-L Partnership, a California General Partnership, for the construction of public improvements for Tierrasanta Norte III. The agreement expired on August 8, 1990. The subdivider has requested an extension of time to February 25, 1994, in which to complete the required improvements. The improvements are approximately 96 percent complete. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21.

FILE LOCATION: SUBD - Tierrasanta Norte III

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-110: (R-92-1777) ADOPTED AS RESOLUTION R-279964

Authorizing the execution of a deed conveying to San Diego Gas & Electric Company, an easement for electrical services to a City lessee, Kay Bishop, in a portion of San Pasqual Valley. (San Pasqual Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Kay Bishop, a City lessee, requested additional electrical service from SDG&E for a new well being installed on her leasehold premises in the San Pasqual Valley. In order to accommodate the request, SDG&E will require an easement from the City. The proposed easement will be 12 feet wide and approximately 577 feet long. The lessee has agreed to have the poles and lines removed upon lease expiration if so requested by the City. The City's Water Utilities Department and the Agricultural Lease Manager have reviewed the request and recommend approval of the easement.

FILE LOCATION: DEED F-5825 DEEDFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-111: (R-92-1783) ADOPTED AS RESOLUTION R-279965

Authorizing the execution of a deed conveying to San
Diego Gas & Electric Company, an easement for
electrical service over a 100-foot by 4-foot portion of
Lot 12, Eastgate Technology Park Phase III.
(University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Unit 3 of Eastgate
Technology Park is about to be bid out for construction. SDG&E
has been requested to install a 100-foot by 4-foot handhole No.
3316 space which is used for access to a fuse cabinet. The
location of this improvement is in a portion of the southwest
corner of the largest lot in ETP, Lot 12. The easement has been
approved by the City Engineer.

FILE LOCATION: DEED F-5826 DEEDFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-112: (R-92-1735) ADOPTED AS RESOLUTION R-279966

Approving the acceptance by the City Manager of a grant
deed of Oliver McMillan/Odmark Partnership, granting to
the City an easement for public street purposes in a
portion of Lot 10 in Block D of Estudillo and Capron's
Addition, Map-650; dedicating said land as and for a
public street and naming the same Tenth Avenue. (Uptown
Community Area. District-3.)

FILE LOCATION: DEED F-5827 DEEDFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-113:

Two actions relative to Spring Canyon Road:
(Miramar Ranch North Community Area. District-5.)

Subitem-A: (R-92-1752) ADOPTED AS RESOLUTION R-279967

Approving the acceptance by the City Manager of a grant deed of Miramar Ranch North, granting to the City an easement for public street purposes in a portion of Parcel 1 of Parcel Map PM-11571; dedicating said land as and for a public street and naming the same Spring Canyon Road.

Subitem-B: (R-92-1753) ADOPTED AS RESOLUTION R-279968

Approving the acceptance by the City Manager of a drainage easement deed of Miramar Ranch North, granting to the City a drainage easement in a portion of Parcel 1 of Parcel Map PM-11571 and in a portion of Parcel 1 of Parcel Map PM-11698.

FILE LOCATION: Subitem A: DEED F-5828; Subitem B: DEED F-5829 DEEDFY92-2

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-114:

Two actions relative to the dedication of Mira Mesa Boulevard: (Mira Mesa Community Area. District-5.)

Subitem-A: (R-92-1770) ADOPTED AS RESOLUTION R-279969

Approving the acceptance by the City Manager of grant deeds of Mira Sorrento Associates, Lusk/Mira Mesa, and Donn H. Goss and Beverly J. Goss, granting to the City easements for public street purposes in a portion of Parcel 6 of Parcel Map PM-15907 and in a portion of Acre Lot 34 of Sorrento Lands and Townsite, Map-483; dedicating said land as and for a public street, and naming the same Mira Mesa Boulevard.

Subitem-B: (R-92-1771) ADOPTED AS RESOLUTION R-279970

Approving the acceptance by the City Manager of Parcels A and G described in Order of Possession, San Diego Superior Court Case No. 651362, in a portion of Lot 6, Section 5, Township 15 South Range 3 West, San Bernardino Base and Meridian; dedicating said land as and for a public street, and naming the same Mira Mesa Boulevard.

FILE LOCATION: Subitem A: DEED F-5830; Subitem B:
DEEDF-5831 DEEDFY92-2

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-115:

Two actions relative to vacating a portion of Kettner Boulevard: (Centre City Community Area. District-2.)

Subitem-A: (R-92-1755) ADOPTED AS RESOLUTION R-279971

Vacating the easterly five feet of Kettner Boulevard south of Market Street; declaring that the resolution shall not become effective unless and until permits are issued for the removal and replacement of the existing easterly curb, gutter, and sidewalk five feet to the west; in the event that the above condition is not completed within three years following the adoption of the resolution, then the resolution shall become void and be of no further force or effect.

Subitem-B: (R-92-1756) ADOPTED AS RESOLUTION R-279972

Certifying that the information contained in Environmental Impact Report SCH-89090607, in connection with the Seaport Village Expansion Project and Street Action No. 91-501, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation has been requested by the Port of San Diego to accommodate the

expansion of Seaport Village. The area proposed for vacation will be utilized for an underground parking structure and landscaping. The subject vacation is located within the Marina Planned District subarea of the Centre City planning area. The area-of-vacation totals 2,352 square feet (0.054 acres). Development of the land will be in conjunction with the Seaport Village Expansion Project and is proposed for landscaping and an underground parking structure. The Centre City Development Corporation and the Planning Department have no objections to this vacation. The Planning Commission recommended approval by a vote of 5-0 on February 27, 1992. The area-of-vacation is presently improved with asphalt paving, curb, gutter, and sidewalk. There are no utilities within the area to be vacated. The excess portion is not required for present or future traffic circulation, and the adjacent parcels would continue to have access. The existing street improvements will need to be relocated five feet to the west as a condition of the vacation.

FILE LOCATION: DEED F-5832; STRT J-2776
DEEDFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-116:

Four actions relative to authorizing Suggestion Awards
to the following City employees:

Subitem-A: (R-92-1697) ADOPTED AS RESOLUTION R-279973

Virginia Towery - Risk Management - \$50.
Beverly Chavez and Dolores Enama - Treasurer -
\$124.80. (Shared equally).

Subitem-B: (R-92-1698) ADOPTED AS RESOLUTION R-279974

Timothy R. Murray - Engineering & Development
-\$158.67.
Carlos Rodriguez - General Services - \$160.

Subitem-C: (R-92-1699) ADOPTED AS RESOLUTION R-279975

John T. Scholder - General Services - \$320.
Stephen McDonald - Police - \$320.

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Subitem-D: (R-92-1700) ADOPTED AS RESOLUTION R-279976

Gregory S. Thomas - Fire - \$500.
Elaine S. Townsend - Treasurer - \$521.25.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-117: (R-92-1764) ADOPTED AS RESOLUTION R-279977

Declaring Saturday, May 30, 1992 to be "The Right Step,
Victory Over Gangs and Drugs Day," to honor the
contributions of The Right Step to our community.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-118: (R-92-1825) ADOPTED AS RESOLUTION R-279978

Congratulating United States International University
on its 40th Anniversary and for its continuing
contributions to the San Diego community.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

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ITEM-119: (R-92-1720) ADOPTED AS RESOLUTION R-280009

Reaffirming the Council's commitment to recycling;
Accepting the Recycled Products Procurement Plan
("Plan") and directing the City Manager to implement
the 14 recommendations in the Plan; accepting the
amendment to Council Policy 100-14. (See City Manager
Reports CMR-92-164 and CMR-91-385.)

COMMITTEE ACTION: Reviewed by PSS on 9/4/91. Recommendation to
approve City Manager Report CMR-91-385. Districts 4, 5 and 7
voted yea. Districts 2 and 3 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J368-382.)

MOTION BY STEVENS TO ADOPT WITH DIRECTION TO THE CITY
MANAGER TO INVESTIGATE THE POSSIBILITY OF INCLUDING ZIP
CODES 92113 AND 92114 IN THE PLAN AFTER REVIEWING INVENTORY
TO FIND OUT HOW MUCH RECYCLING WILL BE PROVIDED. Second by
Hartley. Passed by the following vote: Wolfsheimer-yea,
Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-not present, Filner-not present,
Mayor O'Connor-not present.

* ITEM-120: (R-92-1779) ADOPTED AS RESOLUTION R-279979

Excusing Mayor O'Connor from attending the regularly
scheduled City Council meeting of May 5, 1992, due to
other official business out of the City.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-121: (R-92-1768) ADOPTED AS RESOLUTION R-279980

Excusing Deputy Mayor Roberts from attending the
regularly scheduled morning session of the Council
meeting of May 5, 1992, to attend to personal business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-122: (R-92-1713) ADOPTED AS RESOLUTION R-279981

Establishing a parking time limit of two hours between
the hours of 8:00 a.m. and 6:00 p.m., Sundays and
certain holidays excepted, on the south side of Udall
Street between Poinsettia Street and 200 feet west of
Poinsettia Street; authorizing the installation of the
necessary signs and markings; declaring that the
regulations shall become effective upon the
installation of the signs.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The proposed two-hour
time limit parking zone on Udall Street between Poinsettia Street
and the entrance to the Point Loma Community Church parking lot
was petitioned by the property owner of the Point Loma Community
Presbyterian Church which represents 100 percent of the affected
frontage. Recent parking studies of this location determined the
average parking occupancy to be 85 percent. The average vehicle
was parked for a duration of 3.54 hours. This location is close
to other time limit parking zones which receive a high level of
enforcement. This meets the requirements of Council Policy 200-4
for the establishment of a two-hour time limit parking zone.
Therefore, this parking restriction is recommended for
implementation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-123: (R-92-1602) ADOPTED AS RESOLUTION R-279982

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the south side of El Cajon Boulevard between 58th Street and Alice Street; authorizing the installation of the necessary signs and markings; declaring that the regulations shall become effective upon the installation of such signs.
(College Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The proposed time-limit parking zone was petitioned by property owners representing 89 percent of the affected frontage. Due to the high demand for on-street parking, the owners have requested that a time-limit parking zone be established on the south side of El Cajon Boulevard between 58th Street and Alice Street to provide parking spaces for their customers. Recent parking studies determined the average parking occupancy to be over 100 percent and the average parking duration to be 4.3 hours. Therefore, we recommend that a two-hour parking time-limit zone be established as requested.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-124: (R-92-1758) ADOPTED AS RESOLUTION R-279983

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$22,000 from CIP-17-001.0, Annual Allocation - Minor Drain Requirements, TransNet Fund 30300 to CIP-11-250.0, Broadway Storm Drain at 28th Street; authorizing the expenditure of an amount not to exceed \$22,000 from CIP-11-250.0, to supplement Resolution R-277667 for a total of \$104,000. (Greater Golden Hill Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The existing drain inlets on Broadway, west of 28th Street, readily plug up with debris due to being undersized. This causes potential water ponding and street flooding. The existing connecting storm drain shows signs of structural failure. This project will replace and upgrade the drain inlets and pipe on Broadway, and sleeve the existing drain

to the north. Change Order No. 1 for \$6,597.32 covers additional shoring and related costs caused by underground utilities affecting the drain construction. The relatively high cost is due to the trench being 25 feet deep. This action will transfer \$22,000 from CIP-17-001.0, Annual Allocation - Minor Drain Requirements, to CIP-11-250.0, Broadway Storm Drain at 28th Street, and will cover Change Order No. 1 and related engineering costs.

Aud. Cert. 9200881.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-125: (R-92-1757) CONTINUED TO JUNE 1, 1992

Authorizing the execution of an agreement with Butler Roach Group, Inc., to prepare an Environmental Impact Report (EIR) for Sorrento Valley Road Improvements; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$150,000 from TransNet Interest to CIP-52-330.0; authorizing the expenditure of an amount not to exceed \$150,000 from TransNet Interest, CIP-52-330.0, for the purpose of providing funds for the above project.

(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The project proposes to realign Sorrento Valley Road, a two-lane road, for a distance of 6,000 feet south from the intersection with Carmel Valley Road. Included in the project is a two-lane bridge crossing Soledad Creek, and a series of crib walls where the road realignment would abut steep slopes on the east side and wetlands on the west side. The City's environmental analysis section of the Planning Department has conducted an initial study of the Sorrento Valley Road Project. Based upon the results of the initial study, it has been determined that an EIR is required. It is proposed to utilize the services of a consultant to prepare an EIR for this project, which is beyond the current capabilities of City staffing. The firm, Butler Roach Group, Inc., would be responsible for the preparation of the EIR. Butler Roach Group,

Inc., is a WBE primary consultant and, along with its subconsultants, makes up 72.6 percent WBE participation.

Aud. Cert. 9200882.

FILE LOCATION:

COUNCIL ACTION: (Tape location: J413-416.)

MOTION BY HARTLEY TO CONTINUE FOR ONE WEEK DUE TO LACK OF TIME AND FOR PUBLIC TESTIMONY. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

* ITEM-126: (R-92-1750) ADOPTED AS RESOLUTION R-279984

Authorizing the execution of an agreement with the California Department of Transportation (Caltrans), for the construction of the improvement of Mira Mesa Boulevard/I-805 Interchange project.

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The subject agreement between Caltrans and the City of San Diego will provide for the construction of state highway improvements consisting of revising the interchange of I-805 and Mira Mesa Boulevard. Construction is scheduled for the beginning of 1993. On July 18, 1989, the City Council approved a settlement between the City, Pacific Corporate Associates-II (PCAI) and Lusk/Smith-Mira Mesa Industrial Park. This settlement agreement conditioned further development on the developer's providing improvements on the existing Interstate 805/Mira Mesa Boulevard Interchange. On January 8, 1990, the City Council approved an agreement between the City of San Diego and Lusk/Smith-Mira Mesa North for the freeway interchange of I-805 and Mira Mesa Boulevard (Document No. RR-274942). Under this agreement Lusk/Smith will perform on behalf of the City, all responsibilities required by Caltrans for the project. The City will have only oversight responsibilities and Caltrans' final approval authority. On the same date the City Council also approved an agreement between Caltrans and the City (Document No. RR-274941) for the preparation of design and environmental documents for the freeway interchange at I-805 and Mira Mesa Boulevard. The environmental documents are complete. The estimated total cost of the improvements is \$4,935,700. Caltrans will contribute up to \$300,000 of the estimated costs for additional improvements not previously included in the project. PCA II and Lusk/Smith will contribute \$1,623,100 of the

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improvement costs, and as part of the settlement agreement will also advance \$2,936,600 of the remaining costs and be reimbursed from the Mira Mesa FBA fund in Fiscal 1994. The remaining \$76,000 will be provided from the Mira Mesa FBA fund.

FILE LOCATION: MEET CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-127: (R-92-1705) CONTINUED TO JUNE 8, 1992

Authorizing the execution of a 20-year lease agreement with Evergreen Distributors, Inc., for the use of 70 acres of City-owned land in San Pasqual Valley for the purpose of developing a wholesale tree farm, at an initial annual rent of \$14,000; declaring that the lessee's right to install five structures with each to accommodate eight farm workers as described in Section 9.7 of the lease, shall be subject to acquiring all required permits and in accordance with all applicable laws and regulations.

(See City Manager Report CMR-92-149. San Pasqual Community Area. District-5.) WU-PR-92-122.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A154-158.)

MOTION BY STEVENS TO CONTINUE TO JUNE 8, 1992 FOR FURTHER REVIEW. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-128: (R-92-1782) ADOPTED AS RESOLUTION R-280010

Authorizing the execution of an agreement with Jehovah's Witnesses of San Diego for the construction of a meeting room on the Plaza level of San Diego Jack Murphy Stadium; in exchange for the construction of this meeting room, Jehovah's Witnesses of San Diego

will be granted credit for 18 days' use of the stadium, to be used within the next seven years. (Mission Valley Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: For the past ten years, the Jehovah's Witnesses of San Diego have held their annual convention at San Diego Jack Murphy Stadium. Over the years the Jehovah's Witnesses have performed various improvement projects at the Stadium in exchange for their use of the stadium. Currently, they have three days left of free use from their construction of stadium office space that was done in 1987. Once again the Stadium and Jehovah's Witnesses would like to enter into a similar agreement. In exchange for 18 days of free stadium use, the Jehovah's Witnesses will construct a meeting event room on the Plaza level. This is a much needed room during events to improve operations. On non-event days, it would be used as a meeting room for the tenants, stadium, and to be rented out to various groups. This arrangement will be beneficial to the City since the 18 days of free rent represents a dollar value of \$108,000, while the construction cost has been estimated at \$132,000. Also, spreading the cost of the improvement over a six or seven year period is financially favorable to the City. The construction will be done by qualified contractors and all building and other applicable permits will be obtained. Therefore, it is recommended that the City Council authorize this agreement. The San Diego Stadium Authority Board of Governors unanimously recommended approval of this agreement at their February 6, 1992 meeting.

FILE LOCATION: MEET CONFY92-1

COUNCIL ACTION: (Tape location: J383-388.)

MOTION BY STALLINGS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

* ITEM-129: (R-92-1749) ADOPTED AS RESOLUTION R-279985

Authorizing the execution of an amendment to the agreement with the Logan Heights Family Health Center, for the construction of a new facility; authorizing the expenditure of an amount not to exceed \$600,000 from C.D.B.G. Fund 18527, Dept. 4012, Org. 1209, for the purpose of providing funds for the above project.

(Barrio Logan Community Area. District-8.)

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CITY MANAGER SUPPORTING INFORMATION: Logan Heights Family Health Center is a multi-service health clinic located at 1809 National Avenue. The master plan project includes both renovation of existing buildings and new construction. Phases I, II, and III have been completed with a combination of C.D.B.G. and private funds. In 1989 the City of San Diego entered into an agreement with the Logan Heights Family health Center for the design and construction of a 9,000 sq. ft. addition to the existing facility. The inclusion of these 1992 C.D.B.G. funds will allow for the completion of the project as planned.

Aud. Cert. 9200874.

FILE LOCATION: MEET CONTFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-130: (R-92-1769 Rev.1) ADOPTED AS RESOLUTION R-279986

Authorizing the City Manager and the City Treasurer to issue Tax and Revenue Anticipation Notes for Fiscal Year 1992-1993 in an amount not to exceed \$150,000,000; authorizing the execution of an agreement with Lehman Brothers and Artemis Capital Group, to purchase and market City of San Diego short-term Tax and Revenue Anticipation Notes in an amount not to exceed \$150,000,000; retaining the law firm of Brown & Wood to perform legal duties and act as Bond Counsel in connection with the Tax and Revenue Anticipation Notes; authorizing the expenditure of an amount not to exceed \$10,500 from Fund 65013 for the purpose of providing funds for the Bond Counsel services.

CITY MANAGER SUPPORTING INFORMATION: Each year the City of San Diego issues short-term notes to fund temporary cash deficits experienced during the year in the City's General Fund. Last year the City issued \$57,000,000 worth of notes. In 1990-91, \$49,000,000 worth of notes were issued. At this time, it is estimated that we will be able to issue approximately \$50,000,000 worth of notes on July 1, and possibly \$10,000,000 more in a Series B issue in early November. The determination of the actual issue size and whether a Series B is necessary will be made just prior to the July and November issue dates based upon current estimates of cash requirements. The City Treasurer

received four proposals to serve as underwriter in response to the Request for Proposal issued in February. Lehman Brothers and Artemis Capital Group were selected as underwriter based upon pricing of services and experience in the tax anticipation note market.

Aud. Cert. 9200984.

FILE LOCATION: MEET CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-131: (R-92-1519) ADOPTED AS RESOLUTION R-280011

Authorizing the execution of an agreement with James M. Montgomery Consulting Engineers, Inc., for professional services in connection with the North Metro Interceptor Sewer; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$1,233,852 within the Sewer Revenue Fund No. 41506, consisting of \$909,291 from CIP-46-158.0, Mission Bay Sewage Interceptor System and \$324,561 from CIP-46-124.0, Alvarado Filtration Plant - Joint Laboratory, to CIP-46-104.0, North Metro Interceptor Sewer; authorizing the expenditure of an amount not to exceed \$1,298,852 from Sewer Revenue Fund No. 41506, CIP-46-104.0, North Metro Interceptor, for the purpose of providing funds for the above project; authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant. (Midway and Pacific Highway Community Areas. Districts-2 and 6.)

CITY MANAGER SUPPORTING INFORMATION: On February 5, 1990, the City Council adopted Resolution R-275084 authorizing the City Manager to enter into an agreement with James M. Montgomery Consulting Engineers(JMM) for predesign engineering services for the North Metro Interceptor Sewer (NMIS), at a cost not to exceed \$1,534,166. The City and JMM considered various alternatives to mitigate the projected lack of capacity in the existing NMIS. The best alternative, and most economical, is to rehabilitate 5,000 feet of existing 96-inch NMIS and construct 11,000 feet of new 66-inch trunk sewer. The new pipeline will cross the San Diego River near Napa Street, continue south on Taylor Street and Pacific Highway, then west on Barnett Street to the existing

96-inch NMIS. The recommended alternative will provide adequate capacity contingent upon construction of water reclamation facilities north of Interstate 8. This agreement is for engineering design services for the NMIS. JMM's responsibilities include preparing the construction drawings and specifications, reviewing the shop drawings, and construction support services. The contract is for an amount not to exceed \$1,208,852. Subconsultants on the project are: Woodward-Clyde Consultants, tunnel design - \$152,693; Geotechnical Consultants, Inc. (12.5% MBE), geotechnical - \$136,850; Rick Engineering Company, surveying - \$39,310; Delon Hampton and Associates (2.4% MBE), utility relocation - \$26,180; O'Rourke Engineering (2.8% WBE), traffic control plans - \$30,500; and Wildan Associates, traffic control plans - \$94,600. The construction completion date is estimated to be on January 1, 1996, one year before the consent decree deadline.

Aud. Cert. 9200757.

WU-U-92-086.

FILE LOCATION: MEET CCONFY92-1

COUNCIL ACTION: (Tape location: H080-100; I530-537.)

MOTION BY STEVENS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

* ITEM-132: (R-92-1751) ADOPTED AS RESOLUTION R-279987

Authorizing the execution of an agreement with Hirsch and Company, for engineering services in connection with Lower Otay Reservoir Raw Water Pipeline Rehabilitation; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$143,862 within the Water Revenue Fund 41502 from CIP-73-083.0, Annual Allocation for Water Main Replacement, to CIP-70-910.0, Lower Otay Reservoir Raw Water Pipeline Rehabilitation; authorizing the expenditure of an amount not to exceed \$143,862 from the Water Revenue Fund 41502, CIP-70-910.0, Lower Otay Reservoir Raw Water Pipeline Rehabilitation, to provide funds for this project; authorizing the City Manager to finance or refinance this activity with tax exempt securities if circumstances so warrant.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Lower Otay Reservoir's outlet pipe is the sole supply of raw water from the reservoir to the Otay Filtration Plant. Water enters the outlet tower in the center of the reservoir then flows through 1,480 feet of 48-inch, concrete-lined, steel outlet pipe and into the filtration plant's pump station. The State Division of Safety of Dams (DSOD) requires that the outlet pipe, combined with a 16-inch drain pipe located behind the dam, be able to drain the top 10 percent of the reservoir storage in ten days in case of an emergency draw down situation. This project will rehabilitate both pipes in order to comply with the DSOD requirement. The two pipes are controlled by 48-inch and 16-inch valves that are in poor working condition and are expected to have been partially blocked by silt over the years. The piping and valving were constructed in 1917. This project provides for the rehabilitation and reconstruction of the piping and valving. Five consultants were selected from the "As-needed" list of civil engineers by the Consultant Selection Coordinator. Of the five firms, three showed interest in the project. On January 7, 1992, the Water Utilities Department interviewed the firms in accordance with Council Policy 300-7, and Hirsch and Company was selected. Hirsch and Company's responsibilities shall include a preliminary design report, final design, improvement plans and specifications, and construction assistance for a contract amount not to exceed \$143,862. Hirsch and Company is an MBE firm, and it will perform 61.9% of the work. Sub-consultants and the percent of work that they will perform are: Dames & Moore, geotechnical (24.5%); Dec Consultants, corrosion and underwater inspection, WBE (10.8%); and Libby and Associates, structural (2.8%).

Aud. Cert. 9200877.

WU-U-92-129.

FILE LOCATION: MEET CCONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-133: (R-92-1733) ADOPTED AS RESOLUTION R-279988

Authorizing the execution of an amendment to the existing contract with the Children's Museum to extend the date of termination from October 31, 1991, to June 30, 1993; authorizing the City Auditor and Comptroller

to encumber and expend the amount of \$23,667 originally encumbered in the FY 1991 Special Projects Program funds for the above-described purpose.

CITY MANAGER SUPPORTING INFORMATION: The FY 1991 Special Projects Program was designed by the San Diego Commission for Arts and Culture (Commission) to provide funding for programs which foster the stabilization and diversification of San Diego's cultural base, enhance the quality of life in the City's neighborhoods, and pursue the vision of San Diego as a cultural destination. The FY 1991 Special Projects Program was approved by the City Council on July 24, 1990, with an allocation of \$566,914 in Transient Occupancy Tax (TOT) Special Promotional Program funding. On January 28, 1991 a Resolution (R-277260) was adopted to approve the funding recommendations of the Commission for the Special Projects Program and to authorize the City Manager to execute contracts with the organizations recommended for funding for the Special Projects Program. Due to unforeseen problems with the U.S. Holocaust Memorial Council and its impact on scheduling, the Children's Museum of San Diego has requested an encumbrance of the FY 91 Special Project Funding approved by Council in the amount of \$23,667 to provide matching funding for the national touring exhibition, "Remember the Children," and to amend the existing FY 91 agreement. To date, the City's funding has been matched by the Nathan Cummings Foundation for \$28,440 and by the Stephen Schutz family for \$5,000. This exhibition will be an important event for San Diego's children not only teaching them about the history of the Holocaust and genocide but also the value of respecting cultural differences.

The Manager recommends that the contract be amended so that funding in the amount of the originally approved \$23,667 be encumbered through the next fiscal year (FY 93), and that funding be made available after the contract between the U.S. Holocaust Memorial Council and the Children's Museum of San Diego is executed.

Aud. Cert. 9200844.

FILE LOCATION: MEET CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-134: (R-92-1773) ADOPTED AS RESOLUTION R-279989

Authorizing the execution of a second amendment to the agreement with San Diego Padres Baseball Partnership ("Club") for Partial Use and Occupancy of San Diego Jack Murphy Stadium.
(Mission Valley Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: In December, 1991, the Stadium contracted with Hope Design Group to develop designs for various improvements in order to make a more festive atmosphere at the Stadium. These designs have included: a new color scheme; redesign of all signs; and banners and new signage in the parking lot. The color scheme has already been completed, Stadium signs will be phased in over several years, and the banner and signs in the parking lot are scheduled in the Stadium's Fiscal Year 1993 budget. In addition, the City, Padres and Chargers desire to construct two tented enclosures on the Plaza Concourse for special events. Because the banner and the tent projects will have a major impact on improving the looks of the Stadium, it would be beneficial if it could be completed prior to the Major League Baseball All-Star Game on July 14, 1992 when many out-of-town visitors and dignitaries will be in attendance. In order to meet this deadline, it would be necessary that a contract be entered into at this time. The Stadium has approached the San Diego Padres and they have agreed to pay for all construction costs for the projects in exchange for a credit to be taken on a future rent payment. This is similar to other arrangements that the City and Padres have entered into on other Stadium improvements. The rent credit for the banner project will not exceed \$60,000 and will be calculated by taking the construction cost less \$38,877, which is a credit the Padres previously took on a rescheduled game in September, 1991. The credit for the two tent enclosures will be \$37,500. The Padres will be paying \$75,000 towards this project and the Chargers will pay \$37,500. The San Diego Stadium Authority Board of Governors at their May 7, 1992 meeting recommended approval of the credit for the banner and sign project.

FILE LOCATION: LEAS - San Diego Padres Baseball
Partnership ("Club"); 61 (Stadium)
LEASFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-135: (R-92-1760) ADOPTED AS RESOLUTION R-279990

Approving Change Order No. 2, dated March 5, 1992, issued in connection with the contract with Dietrich Corporation regarding Water and Sewer Main Replacement Group 466, amounting to a net decrease in the contract price of \$78,973.51 (consisting of \$51,692.51 for Sewer Fund 41506 and \$27,281 for Water Fund 41500, Group Job 466, Sewer Main Replacement, CIP-44-001.0, and Group Job 466, Water Main Replacement, CIP-73-083.0, respectively).

(Centre City Community Area. Districts-2 and 3.)

CITY MANAGER SUPPORTING INFORMATION: On July 11, 1991 Dietrich Construction Company began construction on Water and Sewer Main Replacement Group 466 for a contract amount of \$811,981. Group 466 is located in downtown San Diego.

As is common with this type of installation in the downtown area, some unforeseen problems and unanticipated field conditions generated added expenses for the contractor and changes in the scope of work resulting in Change Order Nos. 1 and 2. Change Order No. 1 resulted from additional gate valves and the televising of our sewer facilities. Change Order No. 2 was primarily caused by the lack of accurate utility records for the downtown area. This resulted in changes in the quantities for many of the bid items in the contract. In addition, it was discovered that instead of one sewer main in Ash Street, there were two mains stacked one above the other. Because Water Utilities had no record of this, the contractor was directed to do some exploratory potholing in Columbia and State streets to try to determine the route followed by each pipe, as well as the best way to connect to them. These activities led to time delays, down time, and associated standby costs. Item number 17 of Change Order No. 2 decreases Bid item No. 27, 4-Inch Sewer Lateral in Street, by 84 (from 106 to 22). This reduction decreases the total contract amount by \$123,060. In accordance with San Diego Municipal Code, Section 22.0209, if the cost of an alteration exceeds \$100,000, the change order requires Council approval.

WU-U-92-133.

FILE LOCATION: CONT - Dietrich Corporation/Dietrich
Construction Company CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

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Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-200: (R-92-1565) CONTINUED TO JUNE 1, 1992

(Continued from the meeting of May 12, 1992, Item S502, at the City Manager's request, to allow time for noticing the contractor.) Declaring CCA Construction Inc., in default and to be a nonresponsive contractor in the construction of Fire Station 24; authorizing the Engineering and Development Department, Field Division, to act as the general contractor in order to complete the project; debarring CCA Construction Inc. from submitting bids to the City of San Diego for a period of three years. (BID-K1817/91)

(North City West Community Area. District-1.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: J405-412.)

MOTION BY HARTLEY TO CONTINUE TO JUNE 1, 1992 DUE TO LACK OF TIME. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-not present, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-201: (O-92-121) ADOPTED AS ORDINANCE O-17780 (New Series)

(Continued from the meeting of May 11, 1992, Item 53, at the request of the Community Planning Group.)

Adoption of an Ordinance incorporating 0.44 acres located on the northwest corner of I-15 and Mercy Road into CA Zone.

(Case-90-0435. Mira Mesa Community Area. District-5. Introduced on 4/28/92. Council voted 5-0. Districts 3, 7, 8 and Mayor not present.)

FILE LOCATION: ZONE - Ord. No.

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-202: (O-92-85) RETURNED TO CITY MANAGER

(Continued from the meeting of April 20, 1992, Item 53, at Councilmember Hartley's request, to allow the Planning Group to present this matter to the Uptown Planning Committee.)

Adoption of an Ordinance establishing a two-hour time limit parking meter zone on both sides of Front Street between University Avenue and Robinson Avenue.

(Introduced on 4/6/92. Council voted 8-0. District 8 not present. Uptown Community Area. District-3.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A164-172.)

MOTION BY FILNER TO RETURN TO THE CITY MANAGER FOR FURTHER REVIEW. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-203: (O-92-103) REFERRED TO COMMITTEE OF THE WHOLE

(Continued from the meeting of April 20, 1992, Item 200, at Councilmember McCarty's request, for a report from the City Manager on consolidation of fees that have an impact on the budget.)

Introduction of an Ordinance amending Chapter III, Article 1, Division 3, of the San Diego Municipal Code by amending Section 31.0305, relating to Rental Unit Business tax, to clarify the intent of the code and to ensure that rental properties are taxed properly.

(See City Manager Report CMR-92-126.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A173-185.)

MOTION BY McCARTY TO REFER TO THE COMMITTEE OF THE WHOLE MEETING OF JUNE 3, 1992 FOR DELIBERATIONS DURING BUDGET PROCESS. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-204:

Two actions relative to the San Diego Unified Port District Retirement System:

Subitem-A: (O-92-148) INTRODUCED, TO BE ADOPTED JUNE 8, 1992

Introduction of an Ordinance amending Chapter II, Article 4, Division 1, of the San Diego Municipal Code by amending Section 24.0103, relating to the City Employees' Retirement System.

Subitem-B: (R-92-1781) ADOPTED AS RESOLUTION R-279991

Adoption of a Resolution authorizing the execution of a first amendment to the agreement with the San Diego Unified Port District, to provide retirement benefits to designated employees of the District through participation in the San Diego City Employees' Retirement System as safety members.

CITY MANAGER SUPPORTING INFORMATION: The San Diego City Employees' Retirement System (SDCERS) administers the retirement program on behalf of employees of the Unified Port District (UPD) under terms of a contract between the City and the Port entered into on February 11, 1964. Pursuant to this contract, all employees of the Port are classified as general members of CERS. Administration of the Port District has met and conferred with the Harbor Police Officers' Association, and both parties have agreed that certain employees in classifications represented by the Association be classified as safety members of CERS. Both parties have agreed to pay the necessary actuarial costs associated with this change. An election was held among the affected employees of the Port District on January 10, 1992 that resulted in a vote of 101 in favor of the change and 1 opposed. The results of this election were certified and approved by the Retirement Board of Administration on January 24, 1992. Changes must be made in the agreement between the City and the Port District to provide for appropriate employees being classified as

safety members of CERS. Additionally, the San Diego Municipal Code does not provide for Harbor Police Officers in the definition of Police Officer. Revisions are necessary to San Diego Municipal Code, Section 24.0103 (f) (2) to reflect these changes.

FILE LOCATION: Subitem A: --; Subitem B: MEET
CONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-205:

Two actions relative to Year End Budget Adjustments:

Subitem-A: (R-92-1780) ADOPTED AS RESOLUTION R-280012

Adoption of a Resolution authorizing the transfer of
funds between and within City Departments.

Subitem-B: (O-92-147) HEARING HELD

First public hearing of an Ordinance amending the
Annual Appropriations Ordinance relating to Year End
Budget Adjustments.

NOTE: The second public hearing for the introduction and
adoption of the Ordinance will be held on Monday, June 1,
1992.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D469-482.)

MOTION BY STEVENS TO ADOPT THE RESOLUTION FOR SUBITEM-A AND
TO APPROVE THE FIRST PUBLIC HEARING FOR SUBITEM-B. Second
by Hartley. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-yea, Filner-not present, Mayor
O'Connor-not present.

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ITEM-206: (R-92-1501) ADOPTED AS RESOLUTION R-280029

(Continued from the meetings of April 21, 1992, Item 209, April 28, 1992, Item S502, and May 12, 1992, Item 333; last continued at Councilmember Filner's request, to allow the fire fighters to be present.)

Requesting Congress and the President of the United States to amend the Fair Labor Standards Act (FLSA) to exempt public sector executive, administrative and professional salaried employees from the salary basis test to determine eligibility for overtime premium payments and in particular to enact S.1670 (Seymour) and H.R.4570 (Lowery); directing the Department of Legislative Services and Washington Advocates to vigorously represent the City's position on this vital issue.

(See Department of Legislative Services Report DLS-92-12.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D482-E008.)

MOTION BY McCARTY TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-207: (R-92-1774) CONTINUED TO JUNE 1, 1992

Approving the Articles of Incorporation and Bylaws of the proposed City Heights Redevelopment Corporation. (See City Manager Report CMR-92-170. Mid-City Community Area. Districts-3, 4 and 7.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: J398-404.)

MOTION BY HARTLEY TO CONTINUE TO JUNE 1, 1992 DUE TO LACK OF TIME. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-208: (R-92-1708) ADOPTED AS RESOLUTION R-279992

(Continued from the meeting of May 12, 1992, Item 117, at the City Manager's request, to review concerns regarding contracting with women and minority owned business enterprises.)

Authorizing the City Manager to enter into consultant contracts with Brian F. Mooney, Ninyo & Moore, and Abel Parra, for engineering studies for the Upper San Diego River Improvement Project (USD RIP); authorizing the expenditure of an amount not to exceed \$26,200 from Fund 40012, Dept. 700, Org. 1001, Account 4151, Job Order 030525, for the above consultant contracts.

(Lakeside Community Area.)

CITY MANAGER SUPPORTING INFORMATION: Since 1978 the City along with other property owners and the County have conducted engineering, financial, feasibility, land planning and environmental studies to determine the feasibility of reclaiming river bottom property in the Upper San Diego River Improvement Project (USD RIP) located in Lakeside, CA. The City owns approximately 100 acres of property on either side of Riverford Road in the project area. The County, as lead agency, has recently made application to the U.S. Corp of Engineers to obtain a 404 Permit and other permits necessary to construct a channel through the project area, which when constructed would allow for industrial and commercial development outside the river channel. It is anticipated that the City will have about 60-70 acres of usable industrial property after the channel is constructed. The County is requesting that property owners, including the City enter into participation agreements to develop their property to insure the County that the redevelopment project will be completed. Prior to the City entering into the participation agreement with the County, staff recommends entering into consultant contracts with Ninyo & Moore for geotechnical and environmental assessments, Brian F. Mooney for land planning services and a biological survey, and Abel Parra for a sand resources potential assessment to determine the feasibility of developing our property. Once the results of the studies are reviewed by staff, a recommendation will be brought forward to Council concerning the City's continued participation in the project. Aud. Certs. 9200848, 9200849, 9200850.

FILE LOCATION: MEET CCONFY92-1

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-209: (R-92-917) RETURNED TO THE CITY MANAGER

Authorizing the execution of an amendment to the agreement of December 10, 1990 with Lewis and Zimmerman Associates, for value engineering services required for the City's Central Subsystem Projects; authorizing the City Auditor and Comptroller to transfer the amount of \$166,670, to CIP-45-910.3, consisting of \$71,050 from CIP-46-159.0, \$51,860 from CIP-40-910.0, and \$43,760 from CIP-40-910.5; authorizing the expenditure of an amount not to exceed \$418,550 from CIP-45-910.3, to provide funds for the above amendment.
(Districts-2, 3, 5, 6 and 7.)

CITY MANAGER SUPPORTING INFORMATION: On December 10, 1990, the City entered into an agreement with Lewis and Zimmerman Associates (LZA), for Value Engineering Services on the Predesign (10% Design Level) for the Central Subsystem. When the consultant was selected for Value Engineering (VE Services), it was intended that they would provide VE Services for both predesign packages and detailed design packages. At the time of the original agreement, only Stage I predesign packages were defined to the point that a VE scope of work could be developed. Therefore, the original agreement provided for only the VE Services for Stage I predesign packages with the intent that the VE Services for Stage 2 predesign packages and Stage I detailed design packages would be incorporated into the agreement by amendment.

The effort associated with the Value Engineering of a detailed design package at the 30 percent and 60 percent level is significantly greater than that required for a predesign package due to the complexity and greater detail that must be reviewed. The proposed amendment will provide Value Engineering Services for Stage I, Detailed Design at the 30 percent and 60 percent Design Level; and Stage 2, Predesign as listed in the agreement.

The Clean Water Program requires Value Engineering Services to complete design and predesign projects for the Central Subsystem. Contract designers will prepare 4 design packages, and 1 predesign package. - Exhibit "A" describes the general Scope of Work for LZA. - Attachment No. 1 to Exhibit "A" identifies the number of Value Engineering Workshops with Associated Projects. - Attachment No. 2 to Exhibit "A" provides Workshop descriptions. - Exhibit "B" describes the Schedule of Work/Deliverables. - Exhibit "C" provides Progress Payment Schedules.

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MBE/WBE Participation for Amendment No. 1 of the agreement with LZA is 19 percent MBE and 5.7 percent WBE.

Aud. Cert. 9200530.

WU-CWP-92-076.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J301-310.)

MOTION BY STALLINGS TO RETURN ITEMS 209, 211, 212, 213 AND 214 TO THE CITY MANAGER FOR EVALUATION IN LIGHT OF COUNCIL'S ACTIONS TODAY ON THE CLEAN WATER PROGRAM. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-210: (R-92-1672) CONTINUED TO JUNE 23, 1992

(Continued from the meetings of April 21, 1992, Item S502, April 28, 1992, Item S508 and May 5, 1992, Item S501; last continued at Councilmember Behr's request, for further review.)

Declaring that the City shall support such environmentally sound and cost effective efforts as are necessary to improve the amount and utilization of water storage capacity in order for all areas of the City to be provided with a reliable water supply, with a high priority of addressing the emergency storage deficiency in the northern portion of the City.

(Docketed per Council direction at the meeting of April 2, 1992.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A252-301.)

MOTION BY BEHR TO CONTINUE TO JUNE 23, 1992 FOR FURTHER REVIEW. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-211: (R-92-1543) RETURNED TO THE CITY MANAGER

(Continued from the meeting of April 20, 1992, Item 123, at Councilmember McCarty's request, to give the Community Groups an opportunity to get involved and hold their meetings.)

Authorizing the execution of an agreement with Enartec, Inc. for professional design services in connection with the central segment of the Mission Valley Sludge Pipeline; authorizing the expenditure of an amount not to exceed \$737,000 from the Clean Water Program Fund 41509, CIP-40-910.5, Central Segment of Mission Valley Sludge Pipeline, for the purpose of providing funds for the above project, in the following manner:

1. \$161,355 from Fiscal Year 1992 appropriations;
2. \$387,543 from Fiscal Year 1993 appropriations, contingent on approval of the FY 1993 CIP budget;
3. \$114,402 from Fiscal Year 1994 appropriations, contingent on approval of the FY 1994 CIP budget;
4. \$44,000 from Fiscal Year 1995 appropriations, contingent on approval of the FY 1995 CIP budget;
5. \$29,700 from Fiscal year 1996 appropriations, contingent on approval of the FY 1996 CIP budget.

Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

(Serra Mesa, Clairemont, and Kearny Mesa Community Areas. Districts-5 and 6.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Sludge Pipeline is an integral part of the Central Subsystem. The implementation schedule for the Central Subsystem is dictated by the Consent Decree negotiated with the EPA and the State as well as the need for additional sewage capacity. This contract is for design services, Mitigated Negative Declaration (MND) assistance and project management of the Central Segment of this pipeline. The Mission Valley Sludge Pipeline will carry raw sludge from the Mission Valley and Mission Gorge Plants as well as sludge from

the Santee Sludge Pipeline to the Northern Sludge Processing Facility. The pipeline varies in size from 10 inches to 18 inches at different locations. Construction will start in January 1995. The pipe will have approximately 350 psi pressure and will be buried to depths of 8 feet to 10 feet. The recommended route begins at Mission Gorge Road directly across from the Mission Gorge Water Reclamation Plant, proceeds southwest along Mission Gorge Road; west on Zion Avenue; south on Riverdale Street; west on Vandever Avenue; south on Fairmount Avenue; west on San Diego Mission Road and south on Rancho Mission Road to Junction 1 in the southeast corner of the San Diego Jack Murphy Stadium parking lot. At this junction it connects with the route from the Mission Valley Water Reclamation Plant which begins at the plant boundary and parallels the Mission Valley Effluent Pipeline as it proceeds north across the San Diego River to the Stadium parking lot and east along the south edge of the parking lot. From Junction 1 the combined route proceeds north through the Stadium parking lot, a petroleum storage facility (tank farm) and along Murphy Canyon Road to a point where the projection of Ruffin Court intersects Murphy Canyon Road. From this point the route proceeds west through two commercial parking lots; west on Ruffin Court; west along a General Dynamics private road; crosses SR 163; west along Ronson Road; north on Ruffner Street to Copley Drive and crosses SR 52 to NAS Miramar West. The MBE/WBE (Equal Opportunity) goals for this agreement are 12 percent MBE and 3 percent WBE. The MBE/WBE participation for this agreement is 68.8 percent MBE and 6.43 percent WBE. With this agreement approximately 30 local jobs could be provided.

Aud. Cert. 9200766.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J301-310.)

MOTION BY STALLINGS TO RETURN ITEMS 209, 211, 212, 213 AND 214 TO THE CITY MANAGER FOR EVALUATION IN LIGHT OF COUNCIL'S ACTIONS TODAY ON THE CLEAN WATER PROGRAM. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-212: (R-92-1822) RETURNED TO THE CITY MANAGER

Authorizing the City Manager to direct HYA Consulting Engineers to proceed with design of a 15 million gallon per day Mission Valley Water Reclamation Plant, up to

the amount of funds previously authorized by the Council for this work by Resolution R-279310, adopted on January 21, 1992; directing the City Manager to return to the Council for an amendment to the contract to cover any additional scope of services necessary for a water reclamation plant larger than that provided above.

(See City Manager Report CMR-92-168. Mission Valley Community Area. District-6.)

WU-CWP-92-144.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J301-310.)

MOTION BY STALLINGS TO RETURN ITEMS 209, 211, 212, 213 AND 214 TO THE CITY MANAGER FOR EVALUATION IN LIGHT OF COUNCIL'S ACTIONS TODAY ON THE CLEAN WATER PROGRAM. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-213: (R-92-1513) RETURNED TO THE CITY MANAGER

(Continued from the meeting of April 20, 1992, Item 124, at Councilmember McCarty's request, to give the Community Groups an opportunity to get involved and hold their meetings.)

Authorizing the execution of an agreement with Lee and Ro Consulting Engineers, to provide design services for the eastern segment of the Mission Valley Effluent Pipeline and the southern segment of the Mission Valley Sludge Pipeline; authorizing the expenditure of an amount not to exceed \$1,210,000 from the Clean Water Program Fund 41509, for the purpose of funding this project, in the following manner:

\$288,180 from Fiscal Year 1992 appropriations, consisting of \$136,431 from CIP-40-910.0, Mission Valley Effluent Pipeline, and \$151,749 from CIP-40-910.5, Mission Valley Sludge Pipeline. \$732,225 from Fiscal Year 1993 appropriations contingent on approval of the FY 1993 CIP budget, consisting of \$369,129 from CIP-40-910.9 and \$364,096 from CIP-40-910.5. \$50,292 from Fiscal

Year 1994 appropriations, contingent on approval of the FY 1994 CIP budget, consisting of \$24,904 from CIP-40-910.0 and \$25,388 from CIP-40-910.5. \$100,584 from Fiscal Year 1995 appropriations, contingent on approval of the FY 1995 CIP budget, consisting of \$49,808 from CIP-40-910.0 and \$50,776 from CIP-40-910.5. \$37,719 from Fiscal Year 1996 appropriations, contingent on approval of the FY 1996 CIP budget, consisting of \$18,678 from CIP-40-910.0 and \$19,041 from CIP-40-910.5.

Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

(Mission Valley, Navajo, Serra Mesa, Tierrasanta Community Areas. Districts-6,7.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Effluent Pipeline and Mission Valley Sludge Pipeline are an integral part of the Central Subsystem. The implementation schedule for the Central Subsystem is dictated by the Consent Decree negotiated with the EPA and the State as well as the need for additional sewage capacity. This contract is for design, Mitigated Negative Declaration MND) preparation and project management of both pipelines.

The Mission Valley Effluent Pipeline will convey effluent from the Santee, Mission Gorge and Mission Valley water reclamation plants to the San Diego River Outfall. This pipeline is 54" in diameter and approximately 34,000 feet long. The recommended pipeline route extends from the intersection of Fairmount and Twain Avenues; west along Twain Avenue to San Diego Mission Road; south on Rancho Mission Road; west along the southern edge of the San Diego Jack Murphy Stadium parking lot; at the southwest corner of the parking lot the route traverses west along Camino del Rio North and Camino de la Reina. At Avenida del Rio, the route turns north to the Fashion Valley parking lot; west to Fashion Valley Road; north to Friars Road; west to the intersection of Napa Street where it connects to the proposed San Diego River Outfall. The Mission Valley Sludge pipeline will convey sludge from the Mission Valley and Mission Gorge plants as well as sludge from the Santee Sludge Pipeline to the Northern Sludge Processing Facility. The pipeline varies in size from 10 inches to 18 inches at different locations. Construction will start in January 1995. The recommended route begins at Mission Gorge Road directly across from Mission Gorge Water Reclamation Plant, proceeds southwest along Mission Gorge Road; west on Zion Avenue; south on Riverdale Street; west on Vandever Avenue; south on Fairmount Avenue; west on San Diego Mission Road and south on Rancho Mission Road to Junction 1 in the southeast corner of San

Diego Jack Murphy Stadium parking lot. At this junction it connects with the route from the Mission Valley Water Reclamation Plant which begins at the plant boundary and parallels the Mission Valley Effluent Pipeline as it proceeds north across the San Diego River to the Stadium parking lot and east along the south edge of the parking lot. From Junction 1 the combined route proceeds north through the Stadium parking lot, a petroleum storage facility (tank farm) and along Murphy Canyon Road to a point where the projection of Ruffin Court intersects Murphy Canyon Road. From this point the route proceeds west through two commercial parking lots; west on Ruffin Court; west along a General Dynamics private road; crosses State Route 163; west along Ronson Road, north on Ruffner Street to Copley Drive and crosses SR 52 to NAS Miramar West. Design services for a portion of the sludge pipeline from the Mission Gorge Water Reclamation Plant to the intersection of Fairmount Avenue and Twain Avenue is an optional task to be considered after the construction schedule for the Mission Valley and Mission Gorge Water Reclamation Plants have been accepted by the Council. This task is identified as Task 15 in Exhibit A of the agreement for a contract amount of not to exceed \$88,494. The MBE/WBE (Equal Opportunity) goals for this agreement are 12 percent MBE and 3 percent WBE. The MBE/WBE participation for this agreement is 91.32 percent MBE and 8.68 percent WBE. With this agreement approximately 25 to 30 local jobs could be provided.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J301-310.)

MOTION BY STALLINGS TO RETURN ITEMS 209, 211, 212, 213, AND 214 TO THE CITY MANAGER FOR EVALUATION IN LIGHT OF COUNCIL'S ACTION TODAY ON THE CLEAN WATER PROGRAM. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-214: (R-92-1514) RETURNED TO THE CITY MANAGER

(Continued from the meeting of April 20, 1992, Item S408, at the request of Councilmember McCarty, to give the Community group an opportunity to get involved and hold their meetings.)

Authorizing the execution of an agreement with Nolte and Associates to provide design services for the central segment of the Mission Valley Effluent Pipeline; authorizing the expenditure of an amount not

to exceed \$548,200 from the Clean Water Program Fund 41509, CIP-40-910.0, Mission Valley Effluent Pipeline, to fund this agreement as follows:

\$209,540 from Fiscal Year 1992 appropriations
\$249,571 from Fiscal Year 1993 appropriations,
contingent on approval of the FY 1993 CIP budget
\$27,005 from Fiscal Year 1994 appropriations,
contingent on approval of the FY 1994 CIP budget
\$40,468 from Fiscal Year 1995 appropriations,
contingent on approval of the FY 1995 CIP budget
\$21,616 from Fiscal Year 1996 appropriations,
contingent on approval of the FY 1996 CIP budget.

Authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

(Mission Valley Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Effluent Pipeline is an integral part of the Central Subsystem. The implementation schedule for the Central Subsystem is dictated by the Consent Decree negotiated with the EPA and the State, as well as the need for additional sewage capacity.

This contract is for design services, Mitigated Negative Declaration (MND) assistance and project management of the Central portion of the pipeline. The Mission Valley Effluent Pipeline will convey effluent from the Santee, Mission Gorge and Mission Valley water reclamation plants to the San Diego River Outfall. This pipeline is 54 inches in diameter and approximately 34,000 feet long. The recommended pipeline route extends from the intersection of Fairmount and Twain Avenues; west along Twain Avenue to San Diego Mission Road; south on Rancho Mission Road; west along the southern edge of the San Diego Jack Murphy Stadium parking lot; at the southwest corner of the parking lot the route traverses west along Camino del Rio North and Camino de la Reina. At Avenida Del Rio, the route turns north to the Fashion Valley parking lot; west to Fashion Valley Road; north to Friars Road; west to the intersection of Napa Street where it connects to the proposed San Diego River Outfall. The contract is for design of 12,900 feet of the pipeline. The construction will start in mid-1994. Additional design services incorporating an investigation of a previously identified contaminated soil site along the pipeline alignment, located approximately at the intersection of Camino De La Reina and Mission Center Road is an optional task to be performed if necessary to finalize the pipeline design. This task is identified as Task 15 in exhibit A of the agreement for a contract amount of not to exceed \$37,316. The MBE/WBE goals for

this agreement are 12 percent MBE and 3 percent WBE. The MBE/WBE participation for this agreement is 19.6 percent MBE and 6.3 percent WBE. With this agreement, approximately 23 local jobs could be provided.

Aud. Cert. 9200805.

WU-CWP-92-109.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J301-310.)

MOTION BY STALLINGS TO RETURN ITEMS 209, 211, 212, 213, AND 214 TO THE CITY MANAGER FOR EVALUATION IN LIGHT OF COUNCIL'S ACTIONS TODAY ON THE CLEAN WATER PROGRAM. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-215: (R-92-1614) CONTINUED TO JUNE 1, 1992

(Continued from the meeting of May 11, 1992, Item 116, at the City Manager's request, to come back with the Clean Water Program.)

Authorizing the execution of a fifth amendment to the agreement of June 27, 1988 with Engineering Science, Inc., for professional services during construction and startup of the Point Loma Ocean Compliance Project, Ocean Outfall Extension; accepting the low bid of Point Loma Constructors, in the amount of \$54,808,801 and authorizing the City Manager to award a contract for the construction of CIP-40-911.5, Point Loma Ocean Compliance Project, Ocean Outfall Extension; authorizing the expenditure of an amount not to exceed \$61,560,452 from the Clean Water Program Fund 41509, CIP-40-911.5, Point Loma Ocean Compliance Project, Ocean Outfall Extension, for the purpose of awarding the construction contract, executing the amended agreement for engineering services during construction and startup, and related costs in the following manner: \$910,771 for professional engineering services during construction and startup of the Point Loma Ocean Compliance Project, Ocean Outfall Extension; \$22,016,001 from the FY 1992 appropriations for construction services, Point Loma Ocean Compliance Project, Ocean Outfall Extension;

\$38,633,680 from the FY 1993 appropriations, contingent on approval of the FY 1993 CIP budget, for construction services, Point Loma Ocean Compliance Project, Ocean Outfall Extension.

Authorizing the City Manager to finance or refinance this project with tax-exempt securities, if circumstances so warrant.
(Peninsula Community Area. District-2.)

Aud. Certs. 9200839 and 9200840.

WU-CWP-92-128.

FILE LOCATION:

COUNCIL ACTION: (Tape location: I537-J236.)

MOTION BY STEVENS TO CONTINUE TO JUNE 1, 1992 TO CLARIFY THE EQUAL OPPORTUNITY ISSUE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-330:

Two actions relative to the Mira Mesa Facilities Benefit Assessment: (See City Manager Report CMR-92-134. District-5.)

Subitem-A: (R-92-1600) ADOPTED AS RESOLUTION R-279993

Designating an area of benefit in Mira Mesa; confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the public facilities project; the method for apportioning the costs of the public facilities projects among the parcels within the area of benefit and the amount of the facilities benefit assessments charged to each parcel; the basis and methodology for assessing and levying discretionary automatic annual increases in facilities benefit assessments; and ordering the proposed public facilities project in the matter of the Mira Mesa Facilities Benefit Assessment Area.

Subitem-B: (R-92-1601) ADOPTED AS RESOLUTION R-279994

Declaring the assessment fee schedule contained in the Mira Mesa Public Facilities Financing Plan, as adopted in Resolution R-279865, to be an appropriate and applicable development impact fee for all properties within the Mira Mesa Community that have either never been assessed under the Mira Mesa Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees.

FILE LOCATION: STRT FB-12

COUNCIL ACTION: (Tape location: A449-514.)

Hearing began at 11:04 a.m. and halted at 11:08 a.m.

MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-331:

Two actions relative to the North University City Facilities Benefit Assessment:

(See City Manager Report CMR-92-122. District-1.)

Subitem-A: (R-92-1505) ADOPTED AS RESOLUTION R-280013

Designating an area of benefit in North University City; confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects; the method for apportioning the costs of the public facilities projects among the parcels within the area of benefit and the amount of the facilities benefit assessments charged to each parcel; the basis and methodology for assessing and levying discretionary automatic annual increases in facilities benefit assessments; and ordering the proposed public facilities project in the matter of North University City Facilities Benefit Assessment Area.

Subitem-B: (R-92-1506) ADOPTED AS RESOLUTION R-280014

Declaring the assessment fee schedule contained in the North University City Public Facilities Financing Plan, as adopted in Resolution R-279905, to be an appropriate and applicable development impact fee for all properties that have either never been assessed under the North University City Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees.

FILE LOCATION: STRT - FB-1

COUNCIL ACTION: (Tape location: E008-039.)

Hearing began at 2:51 p.m. and halted at 2:53 p.m.

MOTION BY WOLFSHEIMER TO ADOPT. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-332:

Two actions relative to the Carmel Valley Facilities Benefit Assessment: (See City Manager Report CMR-92-121. District-1.)

Subitem-A: (R-92-1499) ADOPTED AS RESOLUTION R-279995

Designating an area of benefit in Carmel Valley; confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the public facilities projects; the method for apportioning the costs of the public facilities projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each parcel; the basis and methodology for assessing and levying discretionary automatic annual increases in facilities benefit assessments; ordering the proposed public facilities project in the matter of the Carmel Valley Facilities Benefit Assessment Area.

Subitem-B: (R-92-1500) ADOPTED AS RESOLUTION R-279996

Declaring the assessment fee schedule contained in the Carmel Valley Public Facilities Financing Plan, as adopted in Resolution R-279907, to be an appropriate

and applicable development impact fee for all properties within the Carmel Valley Community that have either never been assessed under the Carmel Valley Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees.

FILE LOCATION: STRT FB-8

COUNCIL ACTION: (Tape location: A449-514.)

Hearing began at 11:04 a.m. and halted at 11:08 a.m.

MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-333: PRESENTED

Presentation to the Mayor and City Council from the students of Clairemont High School, regarding the recent events in Los Angeles.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: D115-205.)

MOTION BY STALLINGS TO ACCEPT PRESENTATION AND MAKE IT PART OF THE CITY'S GOALS. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-334: CONTINUED TO JUNE 23, 1992

(Continued from the meetings of March 16, 1992, Item S408, March 23, 1992, Item S411, March 31, 1992, Item S500 and April 28, 1992, Item 335; last continued at the City Manager's request, due to lack of time.)

In the matter of proposed wholesale water rate increases by Metropolitan Water District of Southern California (MWD) and San Diego County Water Authority (CWA).

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(See memorandums from the City Manager dated 3/20/92,
3/16/92, and 3/10/92.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: D299-316.)

MOTION BY BEHR TO CONTINUE TO JUNE 23, 1992 FOR FURTHER
REVIEW. Second by McCarty. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-not present, McCarty-yea, Filner-not
present, Mayor O'Connor-not present.

ITEM-335: (R-92-1473) CONTINUED TO JUNE 23, 1992

(Continued from the meetings of March 31, 1992, Item
S502, and April 28, 1992, Item 336; last continued at
the City Manager's request, due to lack of time.)
Reducing the City's water conservation goal by 10
percent.

CITY MANAGER SUPPORTING INFORMATION: The City Council responded
to a fifth year of statewide drought conditions by establishing a
citywide water conservation goal of 20 percent on April 12, 1991.
City residents demonstrated their commitment to water
conservation by conserving an average of 26 percent between April
and December 1991. Increased statewide precipitation and runoff
levels have resulted in an improved water supply situation.
Officials from the State Water Project recently announced that
water deliveries to urban areas were increased to 35 percent of
normal, up from the 20 percent level estimated in January 1992.
These events prompted the Metropolitan Water District of Southern
California (MWD) and the San Diego County Water Authority (CWA)
to announce earlier this month a reduction in required water
conservation levels. The CWA has requested that their member
agencies attain a 10 percent conservation savings between March
and September 1992. In light of the CWA's actions, it is
recommended that the City reduce its citywide conservation goal
from the current 20 percent to 10 percent.

NOTE: See Item 334 for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D299-316.)

MOTION BY BEHR TO CONTINUE TO JUNE 23, 1992 FOR FURTHER
REVIEW. Second by McCarty. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,

Behr-yea, Stallings-not present, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-336: (O-92-138) CONTINUED TO JUNE 16, 1992

A proposal to amend the San Diego Municipal Code by amending Chapter X, Article 1, Divisions 4 and 5 modifying certain existing sections pertaining to Home Occupations as follows:

1. Section 101.0406 - Home Occupations in the Residential Zones
2. Section 101.0502 - Zone Variance Or Other Permits Granted By The Zoning Administrator

These proposed amendments would provide clarification to existing regulations and an administrative process to request exceptions to the operational regulations.

The proposed amendment to the Municipal Code also constitutes an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment would not become effective until after approval by the California Coastal Commission.

Introduction of an Ordinance amending the Municipal Code.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D303-349.)

Testimony on the continuance by Opal Trueblood.

MOTION BY HARTLEY TO CONTINUE TO JUNE 16, 1992 TO ACCOMMODATE ADEQUATE DISCUSSION AND REVIEW BY THE MEMBERS OF THE SMALL BUSINESS ADVISORY BOARD. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-337:

Matter of the request of Children's Hospital of San Diego for Conditional Use Permit CUP-91-0137 for the construction and operation of a roof-top helipad on the new wing addition of Children's Hospital and Health Center. The proposed helipad would serve Life Flight emergency uses. The subject property is located south of Frost Street and west of Berger Avenue and is more particularly described as a portion of Pueblo Lot 1202 of Miscellaneous Map No. 36, in Zone R-1-5000, within the Serra Mesa(draft Kearny Mesa) Community Plan area.

(CUP-91-0137. District-5.)

Subitem-A: (R-92-1924) ADOPTED AS RESOLUTION R-280015

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-91-0137 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-92-1925) ADOPTED AS RESOLUTION
R-280016, GRANTED CUP

Adoption of a Resolution granting or denying the conditional use permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - CUP-91-0137

COUNCIL ACTION: (Tape location: E319-331.)

Hearing began at 3:16 p.m. and halted at 3:17 p.m.

MOTION BY STALLINGS TO ADOPT SUBITEM-A AND ADOPT SUBITEM-B GRANTING THE CUP. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-338:

Matter of a request to amend Planned Industrial Development Permit PID-88-0210, and a street vacation which proposes to vacate Corporate Park Place. The

amendment would redistribute Average Daily Trips (ADT's) and consolidate the vacated area with the adjoining parcels to create one large parcel, and allow for a more extensive range of uses permitted in the M1-B zone. The subject property, which is 134.6 acres in area, is located north of Clairemont Mesa Boulevard between I-805 and SR-52 and is described as Parcels 1 and 5 of Map-16737. The A1-10/M1-B zoned site is within the Serra Mesa Community Plan Area.

(PID-92-0301. District-5.)

Subitem-A: (R-92-1827) ADOPTED AS RESOLUTION R-280017

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-0210, and addendum(DEP-92-0301), has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-92-1927) ADOPTED AS RESOLUTION
R-280018, GRANTED AMENDMENT TO
PID PERMIT AS AMENDED

Adoption of a Resolution approving an amendment to a Planned Industrial Development (PID) Permit.

Subitem-C: (R-92-1826 Rev.2) ADOPTED AS AMENDED AS
RESOLUTION R-280019

Adoption of a Resolution summarily vacating Corporate Park Place, north of Copley Drive, in Allred/Collins Business Park West, Map-12675.

FILE LOCATION: SUBITEMS-A AND B: PERM - PID92-0301;
SUBITEM-C: DEED F-5833; STRT - J-2777
DEEDFY92-1

COUNCIL ACTION: (Tape location: E337-461.)

Hearing began at 3:18 p.m. and halted at 3:25 p.m.

MOTION BY BEHR TO ADOPT SUBITEM-A AND ADOPT SUBITEMS B AND C AS AMENDED TO REVISE CONDITION #32 TO INCLUDE THE PHASING OF A SIGNAL AT COPLEY DRIVE AND HICKMAN FIELD, GRANTING THE PID PERMIT. Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-yea, Filner-not present,
Mayor O'Connor-not present.

ITEM-339: CONTINUED TO NOVEMBER 24, 1992 AT 2:00 P.M.

(Continued from the meeting of December 10, 1991, Item 340, at the request of the appellant's attorneys, for a report from the Task Force formed in 1982 and to await the adoption of a new historical site ordinance by Council in the spring.)

Matter of the following appeals from the decision of the Historical Site Board in designating the following properties in the El Cortez Hill area, in the Centre City Community Plan area as historical sites:

a) Appeal of Grosvenor Industries, by Peterson & Price, Attorneys for the George Kroenert Residence located at 1471 Eighth Avenue.

b) Appeal of Marie Burke Lia, Attorney for the Mills Residence located at 1604 Seventh Avenue.

c) Appeal of Bruce Nordahl, by Peterson & Price, Attorneys for the Peper Residence located at 1502 6th Avenue.

d) Appeal of Minami California Inc. by Roger S. Moliere for the Ginty Residence located at 1543 Seventh Avenue. (District-3.)

Subitem-A: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the George Kroenert Residence.

Subitem-B: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the Mills Residence.

Subitem-C: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the Peper Residence.

Subitem-D: (R-92-)

Adoption of a Resolution granting or denying the
historical site designation of the Ginty Residence.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D431-482.)

Testimony in favor of the continuance by Marie Burke Lia.

MOTION BY HARTLEY TO CONTINUE TO NOVEMBER 24, 1992 AT THE
REQUEST OF THE APPELLANT'S ATTORNEYS TO ALLOW THE COMPLETION
OF THE HARBORVIEW STUDY FOR HISTORIC PROPERTIES AND
REVISIONS TO THE HISTORIC SITE ORDINANCE. Second by
McCarty. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-yea, Filner-not present, Mayor
O'Connor-not present.

ITEM-S400: (R-92-1882) ADOPTED AS RESOLUTION R-280020

Proclaiming May 26, 1992 to be "San Diego Salutes the
Sockers Day "in celebration of the team's tenth Major
Indoor Soccer League Championship and offering sincere
congratulations for this remarkable feat.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D057-115.)

MOTION BY McCARTY TO ADOPT. Second by Hartley. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S401: PRESENTATION ACCEPTED

Presentation to the Mayor and City Council from San
Diego Symphony Director Wes Brustad, to introduce a
delegation from the State of Yucatan, Mexico to
officially announce the Symphony's performance at the
archeological site of Chichen Itza on October 12th to
commemorate the 500th anniversary of the discovery of
America.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: D014-058.)

ITEM-S402: (R-92-1824) ADOPTED AS RESOLUTION R-279997

Recognizing Q-106 radio, sponsor of the 6th Annual Q-Jam Charity Concert benefiting "Peace on the Streets," for demonstrating exceptional community leadership and service in promoting peace and community spirit throughout the neighborhoods of San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-112.)

MOTION BY McCARTY TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S403: WELCOMED

Welcoming a group of approximately 25 students from Mid-City Community College, accompanied by their instructor, Marilyn Spillane. This group will arrive at approximately 10:00 a.m. (District-3.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A113-132.)

ITEM-S404: WELCOMED

Welcoming a group of approximately 25 students from Deer Canyon Elementary School, accompanied by Michelle Roncone. This group will arrive at approximately 11:00 a.m. (District-1.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A683-684.)

* ITEM-S405:

Two actions relative to Brown Field, Phased Master Plan of Development: (See City Manager Report CMR-92-178. Otay Mesa Community Area. District-8.)

Subitem-A: (R-92-1877) ADOPTED AS RESOLUTION R-279998

Certifying that the information contained in Mitigated Negative Declaration END-92-0226, in connection with the Brown Field Immediate Action Plan, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Report has been reviewed and considered by the Council.

Subitem-B: (R-92-1878) ADOPTED AS RESOLUTION R-279999

Approving in concept the Long Term Concept Plan (LTCP) for future development of Brown Field.

FILE LOCATION: LAND - Brown Field, Phased Master Plan

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S406: (R-92-1842) ADOPTED AS RESOLUTION R-280021

Supporting the Forest Conservation Initiative which will protect the Cleveland National Forest from urbanization; requesting the San Diego County Board of Supervisors to place the Forest Conservation Initiative on the ballot as soon as possible in order to provide San Diego County residents the opportunity to vote on this issue.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E287-319.)

MOTION BY McCARTY TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

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* ITEM-S407: (R-92-1843) ADOPTED AS RESOLUTION R-280000

Designating May 28, 1992 to be "Rear Admiral Halder Day" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-S408: (R-92-1883) ADOPTED AS RESOLUTION R-280001

A Resolution approved by the City Council in Closed Session on Tuesday, May 5, 1992 by the following vote: Wolfsheimer-yea; Roberts-not present; Hartley-yea; Stevens-yea; Behr-not present; Stallings-yea; McCarty-yea; Filner-yea; Mayor-not present.

Authorizing the City Manager to pay the total sum of \$40,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Peter Saul Vigil (Superior Court Case No. 632371, Vigil v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$40,000 made payable to Peter B. Vigil, as parent and natural guardian of Peter Saul Vigil, a minor, and attorney, David F. Schwartz, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of the personal injury claim of Peter Saul Vigil against the City of San Diego as a result of the incident of February 24, 1989.

Aud. Cert. 9200926.

WU-RM-92-148

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

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Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-S409: (R-92-1876) ADOPTED AS RESOLUTION R-280002

A Resolution approved by the City Council in Closed Session on Tuesday, April 28, 1992 by the following vote: Wolfsheimer-yea; Roberts-yea; Hartley-yea; Stevens-yea; Behr-not present; Stallings-yea; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$211,139 in the settlement of each and every claim against the City, its agents and employees, resulting from the improvements to Montgomery Waller Community Park (Superior Court Case No. 640518, K.E. Emerson Electric, Inc. v. L.R. Hubbard Construction, Inc., et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$211,139 made payable to L.R. Hubbard Construction Co., Inc. and attorney of record, William H. Kronberger, Jr., in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes complete and final settlement of property damage claims against the City of San Diego by K.E. Emerson Electric, Inc., L.R. Hubbard Construction Co., Inc., David Shaposhnick, Inc., Lawrie and Company, Inc., and South Bay Mechanical Services, as a result of an incident on February 19, 1991. Stapleton/Gonzalez/LH

Aud. Cert. 9200929.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A449-514.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S410:

(Redocketed from the Special Meeting of May 4, 1992, Item 801.)
Actions relative to the Clean Water Program, pursuant to Council directive at the meeting of Monday, April 27, 1992:

Subitem-A: (R-92-1712) ADOPTED AS AMENDED AS
RESOLUTION R-280022

Renegotiate and approve the concept of a policy to:

1. Stay at advanced primary at Point Loma, conditioned upon the successful completion of chemical secondary reduction tests now being conducted;
2. Accomplish the needed upgrades to our current sewer system, the plans for growth and the needed work to comply with the State program;
3. Establish a significant program for water conservation;
4. Establish a fiscally sound phase-in of the water reclamation program.

Subitem-B: INCLUDED IN RESOLUTION R-280022

Establish the Consumers' Alternative to the Clean Water Program based on the actual needs and realities of San Diego by: 1. Remaining at advanced primary treatment at the Point Loma Treatment Plant and not imposing any biological secondary treatment, conditioned upon the successful completion of chemical secondary reduction tests now being conducted;

2. Upgrading, repairing, and replacing the Municipal Sewage Collection System as approved by Council in the current capital improvement program;

3. Extending the Point Loma Ocean Outfall in compliance with the California State Ocean Plan and a parallel replacement ocean outfall be constructed at Point Loma.

4. Continuing water conservation efforts.

5. Constructing water reclamation plants based upon capacity needs within the Metropolitan Sewerage System and as dictated by market demand for reclaimed water.

FILE LOCATION: WATER - Clean Water Program, Council Directive

COUNCIL ACTION: (Tape location: F360-I527.)

MOTION BY McCARTY TO ADOPT ATTACHMENT III OF THE REVISED CLEAN WATER PROGRAM ALTERNATIVE, 240 MGD POINT LOMA ADVANCED PRIMARY TREATMENT, CAPACITY DRIVEN WITH RECLAMATION (CONSUMERS' ALTERNATIVE) AS FOLLOWS:

A. METHODOLOGY

1. DELETE SOUTH BAY SECONDARY AND RECLAMATION AND ASSOCIATED CONVEYANCE SYSTEMS.
2. DELETE MISSION GORGE AND ASSOCIATED CONVEYANCE SYSTEMS.
3. DELETE SS-1, SS-2 AND SS-3 CONVEYANCE PIPELINES FOR SOUTH BAY PROJECTS.

Second by Behr. Passed by the following vote:
Wolfsheimer-yea (nay on A.1), Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY McCARTY TO ADOPT A.4 FOR NO ADDITIONAL WORK AT POINT LOMA OTHER THAN THE FOLLOWING CURRENTLY PLANNED PROJECTS:

1. DIGESTERS 7, 8 AND 9 - CWP PROJECT
2. REPLACE 2 GRIT TANKS - CWP PROJECT
3. SEDIMENTATION BASINS #11 AND #12 - WATER UTILITIES PROJECT
4. NEW ADMIN./LAB BUILDING - CWP PROJECT
5. SOUTH EFFLUENT LINE - WATER UTILITIES PROJECT
6. NEW SLUDGE PUMP STATION - CWP PROJECT

Second by Behr. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY McCARTY TO ADOPT A.4 FOR NO ADDITIONAL WORK AT POINT LOMA OTHER THAN THE FOLLOWING CURRENTLY PLANNED PROJECTS:

7. OCEAN OUTFALL EXTENSION - CWP PROJECT
8. OCEAN OUTFALL PARALLEL REPLACEMENT - CWP PROJECT

Second by Behr. Passed by the following vote:
Wolfsheimer-yea Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY BEHR TO CONSTRUCT THE FOLLOWING SECONDARY AND RECLAMATION PLANS ON REVISED SCHEDULE:

PHASE I (1992-2003)	PHASE II (2003-2050)
A. NORTH CITY	A. MISSION VALLEY
B. MIRAMAR FIRP AND NCTP DIGESTERS	B. OTAY

C. SOUTHERN SLUDGE DISPOSAL FACILITY

Second by McCarty. Passed by the following vote:
Wolfsheimer-yea, Roberts-not present, Hartley-yea,
Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea,
Filner-not present, Mayor O'Connor-not present.

MOTION BY McCARTY TO APPROVE THE BALANCE OF PROJECTS PER ALTERNATIVE IV, INCLUDING THE NORTH CITY AND MIRAMAR SITE CONVEYANCE SYSTEMS AND THE SAN DIEGO RIVER OUTFALL. A DECISION ON THE NORTHERN OUTFALL HAS NOT YET BEEN MADE, BUT ALTERNATIVES WILL BE REVIEWED IN ADDITION TO THE SAN DIEGO RIVER OUTFALL. THIS ACTION DOES NOT SPECIFICALLY IDENTIFY THE SAN DIEGO RIVER OUTFALL BUT MAKES IT CONSISTENT WITH THE RESULTS OF THE EIR WHICH IS LOOKING AT ALTERNATE SITES FOR A NORTHERN AREA OUTFALL. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY McCARTY TO APPROVE \$93.7 MILLION IN IMPROVEMENTS TO UPDATE THE MUNICIPAL SYSTEMS AS OUTLINED IN ATTACHMENT 3 OF THE MAY 1, 1992 REPORT. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY STALLINGS TO DIRECT THE CITY MANAGER AND THE CITY ATTORNEY TO RETURN TO JUDGE BREWSTER TO ASK FOR AN INTERIM FEDERAL ORDER THAT AUTHORIZES THE CITY TO GET BACK INTO THE FINANCIAL MARKETS AS SOON AS POSSIBLE TO GET THE BONDING THAT WILL HELP SUPPORT ALL OF THESE PROJECTS. UTILIZE THE PROVISIONS OF THE EXISTING CONSENT DECREE TO OBTAIN MODIFICATIONS TO ITS ELEMENTS AND MODIFICATIONS TO JUDGE BREWSTER'S INTERIM ORDERS WHICH INCORPORATE ALL OF THE DEADLINES OF THAT CONSENT DECREE. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

MOTION BY STALLINGS TO DIRECT THE CITY MANAGER TO SEEK THE SERVICES OF AN UNDERWRITER TO BEGIN DEVELOPING THE FINANCING PLAN TO SUPPORT THIS MODIFICATION. SEND OUT AN RFP SOLICITING AN UNDERWRITER. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

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ITEM-S411: (R-92-1884) CONTINUED TO JUNE 1, 1992 DUE
TO LACK OF TIME

Authorizing the City Manager to sign an operating
agreement with the City Heights Development
Corporation.

(See City Manager Report CMR-92-180. Mid-City
Community Area. Districts-3, 4, and 7.)

NOTE: See Item 207 on the regular docket of May 26, 1992
for a companion item.

FILE LOCATION:

COUNCIL ACTION: (Tape location: J398-404.)

MOTION BY HARTLEY TO CONTINUE TO JUNE 1, 1992 DUE TO LACK OF
TIME. Second by Stevens. Passed by the following vote:
Wolfsheimer-yea, Roberts-not present, Hartley-yea,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Filner-not present, Mayor O'Connor-not present.

ITEM-S412: (R-92-1891) ADOPTED AS RESOLUTION R-280026

Proclaiming June 1 through 7, 1992 as "Wetlands
Appreciation Week," and urging all citizens to join in
strengthening our commitment to wetlands protection and
biological diversity around the world by participating
in Wetlands Appreciation Week events.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D205-285.)

MOTION BY HARTLEY TO ADOPT. Second by Wolfsheimer. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S413: DISCUSSION HELD

In the matter of an amendment to the existing San Diego
Police Officers Association Memorandum of
Understanding.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F277-329.)

MOTION BY McCARTY TO APPROVE THE AMENDMENT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S414: (R-92-1890) ADOPTED AS RESOLUTION R-280024

Supporting the submission of a proposal to the Department of Defense for the location of a Defense Finance and Accounting Facility within the City limits of the City of San Diego.

CITY MANAGER SUPPORTING INFORMATION: The Department of Defense (DoD) has requested that local governments wishing to be considered for the location of a Defense Finance and Accounting Service (DFAS) submit proposals for review. The Request for Proposal (RFP) of DFAS includes the following: That the local proposal be submitted to DoD, Washington, D.C. no later than Monday, June 1, 1992; that the facility and related services will be provided at little or no cost to DoD; that the facility be available within two years.

The incentives to the local government are: - estimated employment of 4,000 persons; - average annual pay and benefits of \$35,000/employee; and - generation of local economic activity in the form of various support services from the local economy. City staff has reviewed a variety of sites and recommends that a proposal be submitted for the site to be located at Brown Field. The proposal will be for a 4,000 person facility at a lease cost of a one dollar per year for land. The City will construct the facility and provide the financing needed. Cost of all improvements and building construction, will be financed through lease payments from DoD over a 30-year period. The County of San Diego and the City of Santee are also submitting a proposal for a facility.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E461-F259.)

MOTION BY BEHR TO ADOPT WITH THE SUBMISSION OF THE PROPOSAL TO TAKE PLACE AS SOON AS POSSIBLE. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S415: DISCUSSION HELD

Discussion of a job-transition plan for defense workers that will assist with the economic conversion of defense-oriented companies into the civilian marketplace.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E040-269.)

MOTION BY McCARTY TO APPROVE THE LEGISLATIVE SERVICES DIRECTOR'S RECOMMENDATIONS TO RENEW COUNCIL'S SUPPORT FOR FEDERAL PROGRAMS SUPPORTING THE TRANSITION OF THE ECONOMY TO A DOMESTIC PEACE TIME ECONOMY, PROVIDING JOB TRAINING AND ASSISTANCE TO DISLOCATED WORKERS AND BUSINESSES AND ENCOURAGING THE SUPPORT OF THOSE PROGRAMS BY THE CONGRESS. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-S416: DISCUSSION HELD

Discussion of the transfer of the Serra Cross in Presidio Park to the San Diego Historical Society. (Old Town Community Area. District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E267-287.)

MOTION BY McCARTY TO APPROVE THE TRANSFER OF THE CROSS WITH DIRECTION TO THE CITY MANAGER AND THE CITY ATTORNEY TO RETURN WITH SPECIFIC LANGUAGE TO PLACE THIS ISSUE ON THE NOVEMBER BALLOT AND ALSO TO MAKE A FORMAL REQUEST OF THE SAN DIEGO HISTORIC SOCIETY TO WORK WITH THE CITY IN PARTNERSHIP TO RECEIVE THIS PROPERTY. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-CS-1: (R-92-1889) ADOPTED AS RESOLUTION R-280025

A Resolution adopted by the City Council in Closed Session on May 26, 1992:

Authorizing the City Manager to pay the total sum of \$68,668.70 in settlement of each and every claim against the City, its agents and employees in Superior Court Case #636837 Sidney J. Hamner vs. City of San Diego, et al., resulting from the personal injuries to Sidney J. Hamner; authorizing the City Auditor and Comptroller to issue two checks: one in the amount of \$23,112.00 made payable to San Diego Transit; and the second in the amount of \$45,556.70 made payable to William R. O'Connell, his attorney, in full settlement of all claims. Aud. Cert. 9200920

FILE LOCATION: MEET

ITEM-CS-2: (R-92-1888) ADOPTED AS RESOLUTION R-280027

A Resolution adopted by the City Council in Closed Session on May 26, 1992:

Authorizing the City Manager to pay the total sum of \$245,972.80 in settlement of each and every claim against the City, its agents and employees resulting from the personal property damage to Harvey and Nina Friedman and Robert C. Reed; authorizing the City Auditor and Comptroller to issue one check in the amount of \$245,972.80 made payable to Luth & Turley, Inc. in full settlement of all claims. Aud. Cert. 9200935

FILE LOCATION: MEET

ITEM-CS-3: (R-92-1844) ADOPTED AS RESOLUTION R-280028

A Resolution adopted by the City Council in Closed Session on May 26, 1992:

Authorizing the City Manager to pay the total sum of \$29,888.31 in settlement of each and every claim against the City, its agents and employees resulting from property damage to the residence of Saidee Rodefer; authorizing the City Auditor and Comptroller to issue one check in the amount of \$29,888.31 made payable to Luth & Turley, Inc. in full settlement of all claims.

Aud. Cert. 9200924

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Comment by Council Member Hartley regarding the murder at City Heights Park. A Park Watch Program will be on the docket of June 1, 1992.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A053-064.)

ADJOURNMENT:

The meeting was adjourned by Chairperson Wolfsheimer at 6:47 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: J423.)